

# A LEGISLATOR'S GUIDE TO NEBRASKA STATE AGENCIES

Prepared for the  
Members of the  
103rd Nebraska Legislature

Prepared by the  
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December 2012

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## TABLE OF CONTENTS

	<u>Page</u>
Introduction.....	v
Overview of State Government Receipts and Expenditures .....	vi
 <u>Alphabetical Listing of Agency Descriptions by Program:</u>	
Abstracters' Board of Examiners.....	412
Accountability and Disclosure Commission.....	494
Administrative Services, Department of .....	375
Aeronautics, Department of.....	112
Agriculture, Department of.....	117
Agriculture, State Board of.....	338
Arts Council, Nebraska .....	419
Attorney General.....	50
Auditor of Public Accounts .....	46
Banking and Finance, Department of .....	128
Barber Examiners, Board of .....	275
Brand Committee, Nebraska.....	269
Community Colleges .....	478
Coordinating Commission for Postsecondary Education .....	301
Corn Development, Utilization and Marketing Board .....	497
Correctional Services, Department of.....	277
Criminal Justice, Nebraska Commission on Law Enforcement and .....	459
Dairy Industry Development Board.....	359
Deaf and Hard of Hearing Commission .....	476
Dry Bean Commission.....	492
Economic Development, Department of .....	435
Education, State Department of .....	69
Educational Lands and Funds, Board of .....	234
Educational Telecommunications Commission, Nebraska.....	298
Electrical Board, State .....	226
Energy Office .....	428
Engineers and Architects, Board of Examiners for Professional .....	353
Environmental Quality, Department of .....	482
Equal Opportunity Commission.....	414
Ethanol Board, Nebraska .....	357
Fire Marshal, State .....	131
Foster Care Review Office .....	426
Game and Parks Commission.....	239
Geologists' Board .....	355
Governor .....	31
Grain Sorghum Development, Utilization and Marketing Board .....	501
Health and Human Services .....	154
Historical Society, State .....	343
Industrial Relations, Commission of .....	456

	<u>Page</u>
Insurance, Department of .....	139
Investment Council, Nebraska .....	451
Labor, Department of .....	144
Land Surveyors, Board of Examiners for .....	361
Landscape Architects, Board of Examiners for .....	447
Latino-Americans Commission .....	417
Legislative Council .....	1
Library Commission, Nebraska .....	253
Lieutenant Governor .....	35
Liquor Control Commission, Nebraska .....	258
Military Department .....	228
Motor Vehicle Industry Licensing Board, Nebraska .....	271
Motor Vehicles, Department of .....	148
Natural Resources, Department of .....	216
Oil and Gas Conservation Commission .....	350
Pardons and Parole, Board of .....	96
Patrol, State .....	365
Power Review Board .....	449
Public Accountancy, State Board of .....	363
Public Advocacy, Commission of .....	505
Public Service Commission .....	82
Racing Commission, State .....	260
Real Estate Appraisers' Board .....	340
Real Estate Commission, State .....	273
Retirement Board, Public Employees' .....	488
Revenue, Department of .....	99
Roads, Department of .....	202
Secretary of State .....	38
State Colleges: Chadron, Peru, Wayne .....	309
Supreme Court .....	11
Tax Equalization and Review Commission .....	503
Tourism Commission, Nebraska .....	499
Treasurer, State .....	57
University of Nebraska .....	323
Veterans' Affairs, Department of .....	212
Wheat Board, Nebraska .....	348
Workers' Compensation Court .....	263

## Indices:

Functional Area of Government Index of State Agencies, Boards and Commissions .....	I
Index of Aid Programs .....	III
Key Word Index .....	VI
Notes on Guide Information .....	XIII

Numerical Listing of Agency Descriptions by Program:

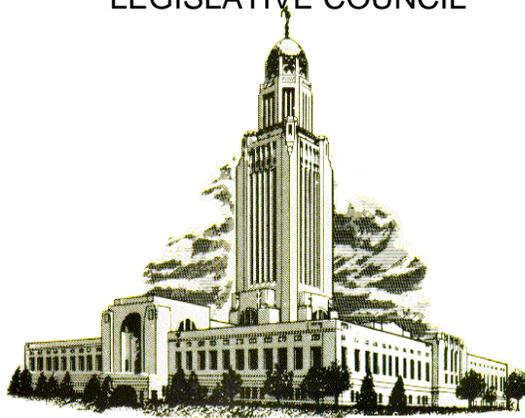
	<u>Page</u>
03 Legislative Council .....	1
05 Supreme Court .....	11
07 Governor.....	31
08 Lieutenant Governor .....	35
09 Secretary of State.....	38
10 Auditor of Public Accounts .....	46
11 Attorney General.....	50
12 State Treasurer .....	57
13 State Department of Education.....	69
14 Public Service Commission .....	82
15 Board of Pardons and Parole.....	96
16 Department of Revenue .....	99
17 Department of Aeronautics .....	112
18 Department of Agriculture .....	117
19 Department of Banking and Finance.....	128
21 State Fire Marshal.....	131
22 Department of Insurance.....	139
23 Department of Labor .....	144
24 Department of Motor Vehicles.....	148
25 Department of Health and Human Services.....	154
27 Department of Roads .....	202
28 Department of Veterans' Affairs .....	212
29 Natural Resources Department.....	216
30 State Electrical Board.....	226
31 Military Department .....	228
32 Board of Educational Lands and Funds .....	234
33 Game and Parks Commission .....	239
34 Nebraska Library Commission .....	253
35 Nebraska Liquor Control Commission .....	258
36 State Racing Commission .....	260
37 Workers' Compensation Court .....	263
39 Nebraska Brand Committee.....	269
40 Nebraska Motor Vehicle Industry Licensing Board.....	271
41 State Real Estate Commission .....	273
45 Board of Barber Examiners .....	275
46 Department of Correctional Services .....	277
47 Nebraska Educational Telecommunications Commission.....	298
48 Nebraska Coordinating Commission for Postsecondary Education .....	301
50 State Colleges: Chadron, Peru, Wayne .....	309
51 University of Nebraska .....	323
52 State Board of Agriculture .....	338
53 Real Estate Appraisers' Board.....	340
54 State Historical Society.....	343
56 Nebraska Wheat Board.....	348
57 Oil and Gas Conservation Commission .....	350
58 Board of Examiners for Professional Engineers and Architects.....	353
59 Geologists' Board.....	355
60 Nebraska Ethanol Board .....	357
61 Dairy Industry Development Board.....	359
62 Board of Examiners for Land Surveyors .....	361
63 State Board of Public Accountancy .....	363

	<u>Page</u>
64 State Patrol.....	365
65 Department of Administrative Services.....	375
66 Abstracters' Board of Examiners.....	412
67 Equal Opportunity Commission.....	414
68 Commission on Latino Americans.....	417
69 Nebraska Arts Council.....	419
70 Foster Care Review Office.....	426
71 Energy Office.....	428
72 Department of Economic Development.....	435
73 Board of Examiners for Landscape Architects.....	447
74 Power Review Board.....	449
75 Nebraska Investment Council.....	451
76 Indian Commission.....	454
77 Commission of Industrial Relations.....	456
78 Nebraska Commission on Law Enforcement and Criminal Justice.....	459
81 Commission for the Blind and Visually Impaired.....	473
82 Commission for the Deaf and Hard of Hearing.....	476
83 Community Colleges.....	478
84 Department of Environmental Quality.....	482
85 Public Employees' Retirement Board.....	488
86 Dry Bean Commission.....	492
87 Accountability and Disclosure Commission.....	494
88 Corn Development, Utilization and Marketing Board.....	497
91 Tourism Commission, Nebraska.....	499
92 Grain Sorghum Development, Utilization and Marketing Board.....	501
93 Tax Equalization and Review Commission.....	503
94 Commission on Public Advocacy.....	505

# State of Nebraska

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## LEGISLATOR'S GUIDE ONE HUNDRED THIRD LEGISLATURE

December 2012

This guide, prepared by the staff of the Legislative Fiscal Office, is intended to provide state legislators and interested citizens with basic information about state government in Nebraska. Rather than describing state agencies only in terms of dollars expended or appropriated, this guide includes a synopsis of the services which are provided, describing the ways in which those services impact the lives of our citizens. In doing so, it is hoped that a better understanding will be gained of how state tax dollars are spent. Immediately following this introduction is a summary of state expenditures and receipts.

State agencies are listed in this guide by agency number, similar to the organization of the appropriations bill. Indexes are also included listing state agencies in alphabetical order and grouped by functional areas of government. Indexes of state programs and key words are also included to assist you in locating an agency responsible for a particular program.

At the beginning of each agency description, the guide lists three individuals to contact for more information. These individuals are: the agency director, the staff person from the Legislative Fiscal Office and the staff person from the Executive Budget Office, each of whom is to monitor the agency's operations. As of December 2012, the designation of the key contacts for an agency is current.

Acknowledgement of sources for information contained in this guide may be found on the last page.

The Legislative Fiscal Office appreciates any reactions that you may have regarding the format, content and usefulness of this guide. Your comments will be very helpful in our future efforts to provide a reference guide for state legislators.

Michael Calvert, Director  
Legislative Fiscal Office

# Definitions

Throughout this report, expenditure numbers are broken out by various fund types as well as general expenditure categories. A brief definition of these terms might be helpful.

## FISCAL YEAR

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The states' fiscal year runs from July 1st through June 30th of the following year. The fiscal year covering the period July 1, 2012 through June 30, 2013 is referred to as FY2012-13, FY12-13, or simply FY13.

## FUND TYPES

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The State of Nebraska utilizes several different types of funds for appropriating and accounting for revenue sources. This structure is somewhat similar to a bank that has several general categories of accounts such as commercial, individual, and trust accounts while under these general types of accounts are many separate and distinct individual accounts. In the state system, the broad types of funds are listed below:

**General Fund** - This fund accounts for all the receipts not specified by statute to be credited to another fund. The majority of General Fund revenues come from sales and use taxes, and individual and corporate income taxes. Also deposited into the General Fund are liquor taxes, and portions of the cigarette tax and insurance premium taxes. There is only a single General Fund. Since sales and income tax dollars are deposited in this fund, the level of General Fund spending thus determines the level of sales and income tax rates. For this reason, General Fund revenues, expenditures, and balances are of a primary concern. Of the 78 state agencies expending funds, 47 receive some level of General Fund support.

**Cash Funds** - These funds are used to account for the revenues and expenditures of dedicated fees and charges. Unlike the single General Fund, there are more than 250 individual cash funds contained in 71 different agencies. In many instances, an agency has multiple cash funds. For example, the Department of Agriculture has 30 different cash funds. Monies held in these funds generally can only be used for the specific purpose for which the fund was created. Cash funds are used to account for revenues such as University and State College tuition and fees, institution patient revenues, hunting/fishing permits, highway revenues (gas tax and sales tax on motor vehicles), and agricultural commodity check-off fees. In addition, most inspection, regulatory, and license fees and charges, are dedicated to and accounted for through the use of cash funds. The Department of Roads accounts for 39% of cash fund revenues/expenditures.

**Federal Funds** - Federal funds account for monies received from the federal government either as grants, contracts, or matching funds. Unlike other fund sources, federal fund appropriations are an estimate and agencies are not limited to the amount shown in the appropriation bills though receipts must meet expenditures. Similar to cash funds, there are numerous individual federal funds contained in the accounting system and they are generally limited to specific uses as authorized by the federal program from which the funds came from. Approximately 58% is expended in the Health and Human Services System, a large portion for

programs such as Medicaid, AFDC/TANF, and other public assistance program. Federal funds in the Dept of Education accounts for 19% of the total mostly flow through monies to local K-12 schools for programs such as Chapter 1, School Lunch, and Special Education.

**Revolving Funds** - These types of funds account for transactions where one agency provides goods or services to another agency. For example, the Dept of Motor Vehicles (DMV) pays DAS-Information Management Services for use of the states' computer system. The expenditure is charged against DMV's budget (be it General, Cash, or Federal) as data processing expenses. DAS-IMS then receives these funds which are credited to a revolving fund from which DAS-IMS pays staff salaries, lease payments on computers, utilities, etc... This in essence double-counts an expenditure; once when an agency pays another for goods/services rendered, the second time when the receiving agency then pays for costs incurred in providing the goods or services. Like cash and federal funds, there are numerous individual revolving funds within the state system. The University of Nebraska and State Colleges also use revolving funds but to account for revenues from dormitories, student unions, agricultural experiment stations, and other "enterprise" operations.

Also included in this type is a very small amount of private donations in capital construction, and the Nebraska Capital Construction Fund (NCCF). The NCCF accounts for cigarette tax that is earmarked for capital construction. Because these amounts are both relatively small, they are combined with Revolving Funds for purposes of this report.

## **OPERATIONS, STATE AID, CONSTRUCTION**

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Expenditures in this report are also broken down into three categories: operations, state aid, and capital construction. And within the "state aid" category, there are two kinds: state aid to individuals/other and state aid to local governments.

**Agency Operations** accounts for the costs of actually operating state agencies including costs such as employee salaries and benefits, data processing, utilities, vehicle and equipment purchases, fuel and oil, etc...

**State Aid** accounts for state payments made to local governments, individuals and quasi-governmental units.

Aid to Local Governments accounts for aid payments to local governments that have the authority to levy a property tax such as cities, counties, K-12 schools, community colleges, natural resource districts (NRD's), and educational services units (ESU's). This category includes programs such as state aid to schools (TEEOSA), special education, homestead exemption reimbursements and property tax relief through direct aid payments to cities, counties, NRD's, community colleges, and ESU's. State payments to fund part of the K-12 teacher retirement plan are not included under this category as those amounts are credited directly to the teacher retirement fund and are not checks written to school districts nor do those amounts show up as a school revenue or subsequent expenditure.

Aid to Individuals/Other includes programs such as Medicaid, Temporary Assistance to Needy Families (TANF), child welfare services and student scholarships where state funds are provided for the direct benefit of an individual. This area also includes aid to quasi-government units,

which are those local agencies that do not have the authority to levy property taxes. This would include entities such as area agencies on aging, mental health regions and developmental disability regions.

**Capital Construction** includes costs for new construction and major repairs and renovation of state-owned facilities. The term "major" is used with respect to repair and renovations as relatively small or on-going projects are routinely done within agencies operating budgets. Highway and road construction and maintenance is not included in this category. This is included under cash fund agency operations.

## **AGENCY AND PROGRAM STRUCTURE**

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The state uses a program structure to which all appropriations are made. Budget programs are set out in the appropriations bills and are intended to follow functional lines within an agency. Overall there are approximately 282 budget programs within 78 state agencies. A lump sum appropriation is made to each program by fund type. Individual line items of expenditure (ie... salaries, data processing, equipment, supplies) are identified in the agency request and subsequently during the expenditure of the appropriated funds, but not for purposes of appropriations.

The only legally valid appropriations are made to budget programs with agency totals being for informational purposes only. Funds can only be shifted from one program to another by action of the Legislature. In some cases an entire agency is contained in one budget program. This normally occurs when it is a small agency with basically one purpose. A good example is the Board of Barber Examiners. However, there are some examples of very large agencies that are also contained in basically one program, for example the Dept of Correctional Services. In this case, the need for flexibility in terms of reallocating funding among the various institutions dictates a broader budget program. In these instances, more detailed data is available through the use of sub-programs during the request and expenditure process.

## **BUDGET PROCESS AND CHRONOLOGY**

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The budgetary process is a biennial cycle of submissions, reviews, and appropriations. The full cycle takes almost one complete 12-month period. The following steps basically comprise the cycle as it works during the preparation of a biennial budget.

**Step 1 Budget Request Instructions** By July 15, statutes require the Dept. of Administrative Services (DAS) to issue instructions and forms for state agencies to use in submitting the budget request for the next two fiscal years.

**Step 2 Agency Budget Requests** By September 15, agencies must submit their requests to DAS with a copy to the Legislative Fiscal Office (LFO).

**Step 3 Staff Review** From September through December, analysts for the DAS Budget Division and LFO review agency requests and collect and analyze information justifying the request levels. The DAS-Budget analysis is conducted for the use of the Governor in

developing his/her recommendations, the LFO analysis is provided for the Appropriations Committee and Legislature.

Step 4 Governor's Recommendation By statute, the Governor's budget is due by January 15th of each year. In the first year of his/her term, this time is extended until February 15th.

Step 5 Appropriations Committee Initial Review From the middle of January to mid to late February, the Appropriations Committee reviews agency requests and develops a preliminary recommendation. This preliminary recommendation becomes the basis for the agency budget hearings as well as a Preliminary Report required by legislative rules. This report is due 20-30 legislative days after the Governor's budget is submitted during odd numbered years (15-20 legislative days in even numbered years).

Step 6 Agency Budget Hearings From mid-February to mid-March, approximately 4-5 weeks are used to conduct public hearings on the agency request, the Governor's recommendations and Appropriations Committee preliminary recommendation. During these hearings, agencies, interest groups, and the general public submit requested changes to the Committee preliminary recommendation. Although not done frequently, other standing committees of the Legislature may have hearings on the budgets of those agencies under their subject jurisdiction during this time.

Step 7 Committee Final Recommendation From mid-March to the mid to late April, another four weeks is used to review all requests subsequent to the hearings and finalize the Appropriations Committee recommendation that will be sent to the full Legislature. By rule, the budget bills must be submitted to the Legislature as a whole by the 70th legislative day in 90 day sessions, and the 40th day in 60 day sessions, otherwise the Governor's bills are considered as introduced. When the Appropriations Committee sends their recommendations to the entire Legislature, the other standing committees again have the opportunity to review and/or hold hearings on the recommendations for the agencies under their jurisdiction.

Step 8 General File Like all other bills, budget bills are subject to amendment on the floor of the Legislature. The only difference is that for budget bills, all amendments must have 25 votes where a simple majority of those voting can amend other bills. This is the first of three stages a legislative bill must follow on its' way to passage.

Step 9 Select File This is the second stage of floor debate and again the budget bills are subject to debate and amendment.

Step 10 Final Reading The number of votes required for passage of budget bills depends on whether the bill has the emergency clause (ie.. the bill becomes law immediately after signed by the Governor), and whether the appropriation exceeds the Governor's recommendation. Any bill with the emergency clause (including budget bills) requires a 2/3 vote of the 49 members of the Legislature (33 votes). Since the fiscal year starts on July 1, and voting on budget bills normally occurs at the end of May or first part of June, the mainline budget bills will require the emergency clause in order for agencies to have funding available by the start of the new fiscal year. Some appropriations can go into effect after the fiscal year has begun as the mainline bill provides adequate cash flow until 90 days after the session ends when bills without the emergency clause go into effect. In cases of bills without the emergency clause the number of votes depends on whether the appropriation is in excess of the Governor's recommendation (30 votes) or at or below the Governor's recommendation (simple majority, 25 votes). By legislative rule, all bills

which have a General Fund impact (ie.. General Fund "A" bill or General Fund revenue loss) are held on the final stage of consideration until the mainline budget bills have been passed.

Step 11 Governor Vetoes The Governor has five calendar days (excluding Sunday) to sign bills as enacted, let the bill become law without his/her signature, or return the bill with vetoes. In addition to the authority to veto a bill in total, the Governor also has the authority to line-item veto which means the Governor can strike a number and insert a lower number for any specific item of appropriation.

Step 12 Veto Overrides By legislative rule, if more than one item in a bill is vetoed, the Appropriations Committee must make a report to the Legislature within one legislative day. The rules further lay out the order for considering override attempts: (1) the Committee may offer to override the entire bill; (2) the Committee may offer to override selected line item vetoes; (3) any member of the Legislature may then offer a motion to override the entire bill; and (4) any member may then offer motions to override selected line item vetoes. In the Committee report, the Appropriations Committee can either recommend or not recommend overrides, or as in some cases, remain silent on the disposition of vetoes. In all cases, veto overrides require 30 votes.

Step 13 Deficit Appropriations A budget enacted for a fiscal year can be amended or changed up to the last day of that fiscal year. Deficit appropriations are changes made to the originally enacted appropriations. There are several chances to amend a biennial budget once it has been enacted. For example, the FY07-08 and FY08-09 biennial budget was enacted in the 2007 Session. Both years can be changed during the 2008 Session, even though at that time, the state will be nine months into FY07-08. The second year of the biennial budget (FY2008-09) can also be subject to change during the 2008 Session and again during the 2009 Session.

**State of Nebraska**  
**Total Expenditures – All Funds**

Fiscal Yr	General Fund	Cash Funds	Federal Funds	Other Funds	State Total
FY1972-73	218,203,791	166,868,267	132,688,979	50,880,823	568,641,860
FY1973-74	252,243,989	185,947,336	139,059,135	81,047,438	658,297,898
FY1974-75	316,891,769	213,692,313	166,365,319	94,974,566	791,923,967
FY1975-76	382,889,446	234,309,230	211,189,830	83,829,527	912,218,033
FY1976-77	446,822,021	228,369,252	207,159,447	85,179,807	967,530,527
FY1977-78	482,169,149	252,977,176	233,061,990	92,979,433	1,061,187,748
FY1978-79	521,815,866	290,344,805	259,705,797	112,634,540	1,184,501,008
FY1979-80	571,070,607	322,286,865	295,859,283	129,165,184	1,318,381,939
FY1980-81	664,902,969	334,977,548	334,538,990	144,225,683	1,478,645,190
FY1981-82	724,026,000	361,879,640	331,230,776	141,043,159	1,558,179,575
FY1982-83	730,679,897	378,709,001	353,457,242	151,636,447	1,614,482,587
FY1983-84	752,208,601	445,156,953	361,400,553	162,172,979	1,720,939,086
FY1984-85	816,256,041	516,798,974	392,372,748	161,333,103	1,886,760,866
FY1985-86	829,632,493	499,217,179	435,069,701	171,782,054	1,935,701,427
FY1986-87	848,930,321	494,135,846	445,626,198	189,253,783	1,977,946,148
FY1987-88	890,978,775	529,782,282	489,867,227	200,012,384	2,110,640,668
FY1988-89	986,739,953	576,584,966	532,504,283	222,577,672	2,318,406,874
FY1989-90	1,193,539,492	636,349,784	592,182,263	241,765,041	2,663,836,580
FY1990-91	1,382,234,353	693,590,297	685,990,301	258,385,000	3,020,199,951
FY1991-92	1,545,189,691	750,535,098	806,583,664	267,036,181	3,369,344,634
FY1992-93	1,614,116,766	823,229,500	863,419,212	282,453,989	3,583,219,467
FY1993-94	1,611,691,790	857,901,152	973,630,651	314,051,912	3,757,275,505
FY1994-95	1,682,719,224	923,500,781	1,022,567,800	333,827,957	3,962,615,762
FY1995-96	1,757,540,827	973,109,406	1,088,276,752	339,412,707	4,158,339,692
FY1996-97	1,870,422,362	1,038,579,825	1,153,843,910	364,593,531	4,427,439,628
FY1997-98	1,931,686,354	907,595,818	1,263,384,709	394,376,703	4,497,043,584
FY1998-99	2,232,585,655	930,782,355	1,392,217,096	407,927,968	4,963,513,074
FY1999-00	2,344,084,449	1,050,820,015	1,502,834,603	412,782,186	5,310,521,253
FY2000-01	2,477,871,873	1,009,143,270	1,585,703,047	448,440,066	5,521,158,256
FY2001-02	2,598,663,053	1,145,036,697	1,766,724,124	459,854,476	5,970,278,350
FY2002-03	2,619,001,149	1,192,847,373	1,849,178,375	465,536,838	6,126,563,735
FY2003-04	2,575,506,858	1,254,611,638	2,005,900,765	483,934,209	6,319,953,470
FY2004-05	2,720,446,554	1,332,223,816	2,079,124,332	519,247,751	6,651,042,453
FY2005-06	2,915,760,560	1,535,354,520	2,037,437,270	535,756,385	7,024,308,735
FY2006-07	3,162,797,235	1,432,951,623	2,285,836,199	542,698,627	7,424,283,684
FY2007-08	3,247,561,228	1,563,071,222	2,152,335,815	600,623,743	7,563,592,008
FY2008-09	3,328,615,808	1,650,867,893	2,307,272,275	610,141,940	7,896,897,916
FY2009-10	3,312,993,529	1,638,346,834	2,692,692,423	652,638,590	8,296,671,376
FY2010-11	3,321,699,067	1,611,724,104	2,963,960,587	664,367,012	8,561,750,770
FY2011-12	3,445,708,171	1,738,427,999	2,686,199,706	708,756,243	8,579,092,119
FY2012-13*	3,632,423,755	1,854,037,842	2,676,703,449	843,560,595	9,006,725,641

\* Appropriations not actual expenditures

## State of Nebraska

# General Fund Expenditures

Fiscal Year	Agency Operations	State Aid to Individuals	State Aid to Local Govt	Capital Construction	Total GF Expenditures
FY1972-73*	118,728,855	27,099,376	68,011,645	4,363,915	218,203,791
FY1973-74*	138,311,774	26,663,056	84,523,466	2,745,693	252,243,989
FY1974-75*	165,408,059	33,777,343	110,737,848	6,968,519	316,891,769
FY1975-76*	188,433,767	37,578,998	151,716,516	5,160,165	382,889,446
FY1976-77	217,435,295	48,479,105	174,667,748	6,239,873	446,822,021
FY1977-78	231,420,225	56,480,925	191,145,109	3,122,890	482,169,149
FY1978-79	256,022,468	69,330,402	181,130,265	15,332,731	521,815,866
FY1979-80	276,577,646	76,599,431	200,136,082	17,757,448	571,070,607
FY1980-81	294,581,453	76,183,405	273,001,703	21,136,408	664,902,969
FY1981-82	324,636,414	104,487,114	281,797,905	13,104,567	724,026,000
FY1982-83	337,489,547	110,561,819	278,313,738	4,314,793	730,679,897
FY1983-84	361,866,805	120,872,958	267,753,030	1,715,808	752,208,601
FY1984-85	400,639,074	135,022,956	273,996,841	6,597,170	816,256,041
FY1985-86	400,698,036	142,031,330	272,498,467	14,404,660	829,632,493
FY1986-87	337,489,547	120,872,958	273,996,841	14,404,660	746,764,006
FY1987-88	435,015,778	178,071,401	271,828,709	6,062,887	890,978,775
FY1988-89	480,748,866	203,708,441	293,284,167	8,998,479	986,739,953
FY1989-90	543,322,421	202,754,267	435,692,365	11,770,439	1,193,539,492
FY1990-91	608,163,099	241,080,873	512,182,449	20,807,932	1,382,234,353
FY1991-92	630,917,415	266,989,953	625,101,177	22,181,146	1,545,189,691
FY1992-93	660,932,952	328,741,903	606,496,481	17,945,430	1,614,116,766
FY1993-94	667,358,094	343,248,835	595,847,227	5,237,634	1,611,691,790
FY1994-95	693,126,216	358,552,625	624,997,199	6,043,184	1,682,719,224
FY1995-96	717,935,637	385,134,955	646,925,254	7,544,981	1,757,540,827
FY1996-97	757,262,192	428,692,356	665,535,606	18,932,208	1,870,422,362
FY1997-98	769,239,038	440,427,772	694,297,293	27,722,251	1,931,686,354
FY1998-99	833,891,366	519,028,465	847,822,326	31,843,498	2,232,585,655
FY1999-00	873,233,369	536,426,921	861,095,840	73,328,319	2,344,084,449
FY2000-01	937,430,985	605,242,643	879,242,330	55,955,914	2,477,871,872
FY2001-02	980,450,063	638,247,151	940,701,985	39,263,854	2,598,663,053
FY2002-03	996,655,842	643,533,317	951,244,039	27,567,951	2,619,001,149
FY2003-04	972,256,877	651,189,866	930,674,663	21,375,715	2,575,497,121
FY2004-05	1,002,334,152	759,464,973	936,810,208	21,837,221	2,720,446,554
FY2005-06	1,058,044,864	827,675,413	1,010,260,792	19,779,491	2,915,760,560
FY2006-07	1,149,672,460	883,378,696	1,061,700,987	30,256,770	3,125,008,912
FY2007-08	1,158,908,642	944,539,588	1,132,344,260	11,768,742	3,247,561,232
FY2008-09	1,206,069,767	884,166,357	1,220,234,689	18,144,995	3,328,615,808
FY2009-10	1,204,506,100	862,579,221	1,222,916,696	22,991,512	3,312,993,529
FY2010-11	1,239,606,950	877,709,707	1,190,908,351	13,474,059	3,321,699,067
FY2011-12	1,228,720,821	1,030,461,328	1,171,936,639	14,589,384	3,445,708,172
FY2012-13*	1,259,610,962	1,135,669,688	1,216,370,872	20,772,233	3,632,423,755

\*Includes certain aid programs which prior to FY77 were shown as transfers/reductions to revenue rather than actual expenditures.

\*\* Appropriations not actual expenditures

**State of Nebraska**  
**General Fund Revenues**

Fiscal Year	Sales and Use Tax	Individual Income Tax	Corporate Income Tax	Miscellaneous Taxes & Fees	Total Net Receipts
FY 1972-73	81,237,772	98,602,297	14,002,657	41,292,239	235,134,965
FY 1973-74	98,569,735	97,872,860	21,949,395	50,759,928	269,151,918
FY 1974-75	108,136,748	102,202,991	25,857,902	55,689,846	291,887,487
FY 1975-76	123,760,111	133,883,273	28,513,767	57,626,915	343,784,066
FY 1976-77	152,129,476	198,212,063	41,910,732	56,934,271	449,186,542
FY 1977-78	183,405,000	213,018,000	47,030,000	64,918,000	508,371,000
FY 1978-79	195,751,215	242,395,546	49,965,053	67,193,006	555,304,820
FY 1979-80	219,431,978	271,181,597	57,678,000	74,858,000	623,149,575
FY 1980-81	213,464,646	248,433,813	54,127,810	89,062,451	605,088,720
FY 1981-82	224,072,706	274,913,728	48,498,195	104,207,906	651,692,535
FY 1982-83	282,583,222	329,011,963	51,635,208	95,366,383	758,596,776
FY 1983-84	271,499,058	340,307,418	66,908,824	103,538,474	782,253,774
FY 1984-85	300,534,120	324,585,970	48,959,234	109,271,881	783,351,205
FY 1985-86	310,390,975	357,181,477	54,558,727	112,104,988	834,236,167
FY 1986-87	345,158,484	365,762,015	67,423,552	108,010,490	886,354,541
FY 1987-88	393,148,700	437,741,927	73,781,732	111,426,183	1,016,098,542
FY 1988-89	430,078,299	479,731,816	80,624,142	143,012,760	1,133,447,017
FY 1989-90	444,231,183	501,134,237	71,948,124	135,396,459	1,152,710,003
FY 1990-91	547,372,735	609,430,580	81,947,961	128,325,622	1,367,076,898
FY 1991-92	592,441,836	658,634,300	103,617,106	135,716,137	1,490,409,379
FY 1992-93	586,355,271	690,350,753	102,754,927	145,200,908	1,524,661,859
FY 1993-94	648,846,708	722,360,866	113,142,771	169,401,912	1,653,752,257
FY 1994-95	683,852,397	746,717,579	123,923,674	150,995,891	1,705,489,541
FY 1995-96	711,008,684	846,550,249	126,801,468	152,380,385	1,836,740,786
FY 1996-97	755,907,807	944,117,130	137,337,967	172,241,113	2,009,604,017
FY 1997-98	803,805,374	981,643,795	142,150,133	177,852,119	2,105,451,422
FY 1998-99	744,650,752	1,078,522,994	135,033,658	165,661,901	2,123,869,305
FY 1999-00	900,427,469	1,180,363,301	140,021,942	183,111,959	2,403,924,670
FY 2000-01	905,023,176	1,233,363,553	138,040,082	180,435,044	2,456,861,855
FY 2001-02	918,889,782	1,159,810,647	107,628,074	179,180,246	2,365,508,749
FY 2002-03	1,028,931,065	1,129,421,651	111,597,405	186,449,714	2,456,399,835
FY 2003-04	1,114,374,321	1,249,890,025	167,429,431	187,033,230	2,718,727,007
FY 2004-05	1,231,011,089	1,400,076,680	198,380,442	207,726,086	3,037,194,297
FY 2005-06*	1,263,678,691	1,545,338,061	262,295,456	280,875,316	3,352,187,524
FY 2006-07	1,303,826,416	1,650,895,394	213,027,010	240,582,953	3,408,331,773
FY 2007-08	1,321,867,139	1,726,145,405	232,851,654	225,298,373	3,506,162,571
FY 2008-09	1,326,161,017	1,600,418,236	198,483,786	232,405,148	3,357,468,187
FY 2009-10	1,289,796,877	1,514,830,114	154,332,137	245,720,545	3,204,679,673
FY 2010-11	1,372,784,033	1,735,208,600	154,944,966	236,717,493	3,499,655,092
FY 2011-12	1,436,909,373	1,822,884,254	234,266,237	201,828,916	3,695,888,780
FY 2012-13*	1,480,000,000	1,915,000,000	240,000,000	190,000,000	3,825,000,000

\* Nebraska Economic Forecasting Advisory Board (NEFAB) Forecast (October 2012)

## State of Nebraska

# General Fund Balances

Fiscal Year	Beginning Balance	Ending Balance	As % of Expenditures
FY 1972-73	29,884,471	48,680,834	22.3%
FY 1973-74	48,680,834	66,657,417	26.4%
FY 1974-75	66,657,417	42,734,749	13.5%
FY 1975-76	42,734,749	1,848,273	0.5%
FY 1976-77	1,848,273	8,447,414	1.9%
FY 1977-78	8,447,414	29,540,256	6.1%
FY 1978-79	29,540,256	64,525,163	12.4%
FY 1979-80	64,525,163	116,571,430	20.4%
FY 1980-81	116,571,430	57,182,271	8.6%
FY 1981-82 *	57,182,271	(15,619,503)	-2.2%
FY 1982-83 *	(15,619,503)	15,292,754	2.1%
FY 1983-84	15,292,754	45,371,780	6.0%
FY 1984-85	45,371,780	12,846,543	1.6%
FY 1985-86	12,846,543	17,820,512	2.1%
FY 1986-87	17,820,512	54,720,302	6.4%
FY 1987-88	54,720,302	177,591,037	19.9%
FY 1988-89	177,591,037	289,988,293	29.4%
FY 1989-90	289,988,293	258,864,884	21.7%
FY 1990-91	258,864,884	251,377,574	18.2%
FY 1991-92	251,377,574	201,159,519	13.0%
FY 1992-93	201,159,519	122,725,395	7.6%
FY 1993-94	122,725,395	152,003,854	9.4%
FY 1994-95	152,003,854	175,643,759	10.4%
FY 1995-96	175,643,759	247,846,610	14.1%
FY 1996-97	247,846,610	355,285,947	19.0%
FY 1997-98	355,285,947	431,188,056	22.3%
FY 1998-99	431,188,056	292,993,012	13.1%
FY 1999-00	292,993,012	315,589,812	13.5%
FY 2000-01	315,589,812	235,689,742	9.5%
FY 2001-02	235,689,742	55,970,978	2.2%
FY 2002-03 **	55,970,978	(27,345,753)	-1.0%
FY 2003-04	(27,345,753)	176,438,015	6.9%
FY 2004-05	176,438,015	403,258,772	14.8%
FY 2005-06	403,258,772	565,963,976	19.4%
FY 2006-07	565,963,976	591,204,274	18.9%
FY 2007-08	591,204,274	584,106,356	18.0%
FY 2008-09	584,106,356	423,814,730	12.7%
FY 2009-10	423,814,730	296,986,417	9.0%
FY 2010-11	296,986,417	502,306,327	15.1%
FY 2011-12	502,306,327	498,526,356	14.5%
FY 2012-13 est	498,526,356	267,679,357	7.3%

\* FY1981-82 ending balance of negative \$15.6 million is \$3.0 million actual cash balance less \$18.6 million outstanding interfund borrowings from several different cash funds.

\*\* FY2002-03 ending balance of negative \$27.3 million is +\$2.6 million which is the actual cash balance less \$30 million outstanding borrowing from the Cash Reserve Fund.

# State of Nebraska

## State Sales Tax Rates

Fiscal Year	Tax Year	July to Dec	Jan to June	Notes
FY 1972-73	na	2.50%	2.50%	No change
FY 1973-74	na	2.50%	2.50%	No change
FY 1974-75	na	2.50%	2.50%	No change
FY 1975-76	na	2.50%	2.50%	No change
FY 1976-77	na	2.50%	3.00%	Increased to 3% effective Sept 1, 1976
FY 1977-78	na	3.50%	3.00%	Increased to 3.5% July 1, 1977, reduced to 3% Jan 1, 1978
FY 1978-79	na	3.00%	3.00%	No change
FY 1979-80	na	3.00%	3.00%	No change
FY 1980-81	na	3.00%	3.00%	No change
FY 1981-82	na	3.00%	3.00%	Increased by Legislature to 3.5% for May 1 through Dec 31, 1982
FY 1982-83	na	3.50%	3.50%	Extended the 1982 rate . Also extra 1% for Cash Reserve Fund (see note)
FY 1983-84 (1)	na	3.50%	3.50%	No change
FY 1984-85	na	3.50%	3.50%	No change
FY 1985-86	na	3.50%	3.50%	No change
FY 1986-87	na	3.50%	4.00%	Increased to 4% effective Jan 1, 1987 (LB539-1986)
FY 1987-88	na	4.00%	4.00%	No change
FY 1988-89	na	4.00%	4.00%	No change
FY 1989-90	na	4.00%	4.00%	No change
FY 1990-91	na	5.00%	5.00%	Increased to 5% effective July 1, 1990 (LB1059, 1990)
FY 1991-92	na	5.00%	5.00%	No change
FY 1992-93	na	5.00%	5.00%	No change
FY 1993-94	na	5.00%	5.00%	No change
FY 1994-95	na	5.00%	5.00%	No change
FY 1995-96	na	5.00%	5.00%	No change
FY 1996-97	na	5.00%	5.00%	No change
FY 1997-98	na	5.00%	5.00%	No change
FY 1998-99	na	4.50%	4.50%	Reduced to 4.5% only for 7/1/98 to 6/30/99 (LB1104, 1998)
FY 1999-00	na	5.00%	5.00%	Returned to 5% per LB1104-1998
FY 2000-01	na	5.00%	5.00%	No change
FY 2001-02	na	5.00%	5.00%	No change
FY 2002-03 (2)	na	5.00%	5.50%	Increased to 5.5% only for 10/1/02 to 9/30/03 (LB1085, 2002)
FY 2003-04 (3)	na	5.50%	5.50%	Extend the 5.5% rate (LB759, 2003)
FY 2004-05	na	5.50%	5.50%	No change
FY 2005-06	na	5.50%	5.50%	No change
FY 2006-07	na	5.50%	5.50%	Repealed sales tax on contractor labor, residential (LB968-2006)
FY 2007-08	na	5.50%	5.50%	No change
FY 2008-09	na	5.50%	5.50%	No change
FY 2009-10	na	5.50%	5.50%	No change
FY 2010-11	na	5.50%	5.50%	No change
FY 2011-12	na	5.50%	5.50%	No change
FY 2012-13	na	5.50%	5.50%	No change

(1) Although not shown here, from July 1, 1983 through March 31, 1984 an additional 1% was enacted to initially fund the Cash Reserve Fund. As this was in addition to the normal sales tax, even the additional 1% sales tax on motor vehicles was credited to the Cash Reserve Fund.

(2) LB 1085-2002 also expanded the sales tax base for a variety of items including maintenance and janitorial services, auto service (except repairs) and magazines or journals, and installation labor.

(3) LB759-2003, in addition to extending the 5.5% sales tax rate, expanded the sales tax base including construction services labor, and repair labor (including motor vehicles)

AGENCY DESCRIPTION

BY PROGRAM

## **AGENCY 03 - LEGISLATIVE COUNCIL**

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<b>DIRECTOR:</b>	Chairperson of the Executive Board State Capitol Building Lincoln, NE 68509-4604	<b>LEGISLATIVE FISCAL OFFICE:</b>	Tom Bergquist 471-0062
		<b>EXECUTIVE BUDGET OFFICE:</b>	Dave Spatz 471-4179

### **AGENCY DESCRIPTION**

The Legislative Council, created in 1937, consists of the forty-nine Senators in the Legislature. In 1967, the Legislature placed all legislative services and personnel under the Legislative Council. The Legislative Council's Executive Board serves to represent the Council on a regular basis in the routine administration of legislative services and personnel. The Executive Board consists of a Chairman, Vice Chairman, the Speaker of the Legislature, and six members of the Legislature at large. The Chairman of the Appropriations Committee serves as a non-voting ex-officio member of the Executive Board.

In addition to the staff serving individual legislators and those providing accounting and maintenance services, the Legislative Council has several support offices such as the Clerk, Revisor of Statutes (Bill Drafter), Legislative Fiscal Analyst, Legislative Audit, and Legislative Research which provide services to the entire Legislature. An Ombudsman is retained by the Council to investigate public concerns about state agencies.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	17,929,282	17,454,207	17,117,259	18,070,091
Cash	217,214	73,168	57,356	171,227
Federal	0	261	0	39,270
Revolving	0	0	0	0
<b>Total Operations</b>	18,146,496	17,527,636	17,174,615	18,280,588
Employees	271.2	265.2	256.2	279.5

**AGENCY 03 LEGISLATIVE COUNCIL  
PROGRAM 001 LEGISLATORS' SALARIES**

**PROGRAM OBJECTIVES**

---To provide compensation for members of the Legislature as provided for in the state Constitution.

**PROGRAM DESCRIPTION**

The Nebraska Legislature is the law-making branch of state government. It consists of one house of forty-nine members elected from single member districts on a nonpartisan ballot. The term of office for each member is four years and the salary is \$1,000 per month.

Prior to 1970 regular sessions of the Legislature were held in odd-numbered years. Subsequent to a constitutional amendment in 1970, the Legislature has met in annual sessions which convene on the first Wednesday after the first Monday in January. Sessions held in odd-numbered years meet for ninety legislative days, and in even-numbered years, for sixty legislative days.

The Legislature conducts its law-making responsibilities through various standing committees and fulfills its administrative responsibilities through select or special committees which are organized for specific purposes.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	630,061	631,007	630.098	632,982
Cash	0	0	0	0
Federal	0	0	0	0
Revolving	0	0	0	0
<b>Total</b>	630,061	631,007	630.098	632,982
Employees	49.0	49.0	49.0	49.0

**AGENCY 03 LEGISLATIVE COUNCIL  
PROGRAM 122 LEGISLATIVE SERVICES**

**PROGRAM OBJECTIVES**

- To maintain internal accounting and budgeting activities.
- To provide staff support and operating costs for individual Legislators and Committees.
- To provide reimbursement for Legislator expenses during legislative sessions.

**PROGRAM DESCRIPTION**

This program includes the Legislature's Accounting and Budgeting Office that is responsible for payroll, personnel record keeping, preparation of vouchers, various reports, and the annual budget; ordering of supplies and maintenance of the supply room during the legislative interim; and inventory control.

This program includes the expenses related to operating, equipping, and staffing individual senators' offices. Each senator is authorized to employ a legislative aide and administrative assistant. Reimbursement for Legislators' expenses during legislative sessions is also included in this program.

There are 14 standing, four select and eight special committees in the Nebraska Legislature. Standing Committees meet regularly during session and conduct public hearings on legislation. The committee clerks and legal counsel for these various legislative committees are also included in this program

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	8,417,951	8,304,537	8,341,708	8,638,963
Cash	165,187	40,368	7,241	130,000
Federal	0	261	0	39,270
Revolving	0	0	0	0
<b>Total</b>	8,583,138	8,345,166	8,348,949	8,808,233
Employees	127.6	125.0	121.9	129.7

**AGENCY 03 LEGISLATIVE COUNCIL  
PROGRAM 123 CLERK OF THE LEGISLATURE**

**PROGRAM OBJECTIVES**

- To serve as parliamentarian to the Legislature and supervise the preparation of legislative publications such as legislative bills, journals, and related items.
- To provide the public information regarding the status of bills, copies of legislative documents, and other information on Legislators and the legislative process.

**PROGRAM DESCRIPTION**

The Legislative Clerk assists as parliamentarian to the Presiding Officer, compiles and publishes a daily and permanent journal, prints and distributes bills and resolutions, compiles the Laws of Nebraska after each session, registers lobbyists, and is the depository for committee and legislative records. This program also includes the Unicameral Information service that provides informational materials to the general public on the legislation being considered by Nebraska lawmakers and is also responsible for issuance of the Nebraska Blue Book which provides a concise reference about the state, its history, constitutional development, and present governmental structure.

This program provides for the specific operating expenses related to the legislative sessions which include Sergeant of Arms, bill room personnel, pages, transcribers and costs of printing bills.

This program also includes the Legislative Technology Center which provides various computer development and assistance to the entire Legislative Council including the intra-agency network, agency-wide applications and internet access including the Legislature's Website.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Bills enacted	197	272	245	225
Registered Lobbyists	349	383	362	380
Lobbyist registrations	697	754	740	750
Hotline calls	358	173	141	155
Publications distributed	92,415	132,270	100,620	134,430

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	3,218,355	3,261,891	3,269,094	3,405,289
Cash	52,027	32,800	50,115	41,227
Federal	0	0	0	0
Revolving	0	0	0	0
<b>Total</b>	3,270,382	0	0	0
Employees	38.6	39.6	37.4	47.2

**AGENCY 03 LEGISLATIVE COUNCIL  
PROGRAM 126 LEGISLATIVE RESEARCH OFFICE**

**PROGRAM OBJECTIVES**

- To provide legal and nonlegal research for the Legislative Council.
- To house and maintain the Legislative Reference Library collection for the use of the Legislative Council.

**PROGRAM DESCRIPTION**

The Legislative Research Office provides the Legislative Council with public policy general and legal research related to a wide range of policy issues. This office also provides staffing and resources for redistricting and other special projects.

The Legislative Reference Library is also administered by the Legislative Research Office. In addition to maintaining the library collection, staff respond to requests from members of the Legislature and legislative staff for reference information and interlibrary loan.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Research requests	456	591	328	400
Research reports issued	2	4	3	4
Library information requests	498	167	268	250

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	990,556	839,100	514,506	674,071
Cash	0	0	0	0
Federal	0	0	0	0
Revolving	0	0	0	0
<b>Total</b>	990,556	839,100	514,506	674,071
Employees	9.5	7.5	5.0	6.0

**AGENCY 03 LEGISLATIVE COUNCIL  
PROGRAM 127 REVISOR OF STATUTES**

**PROGRAM OBJECTIVES**

- To prepare and publish Nebraska statutes as directed by the Legislature.
- To insure that all bills, resolutions, and amendments requested are prepared and approved as to form and draftsmanship.
- To provide legal research upon request.

**PROGRAM DESCRIPTION**

The 1945 Legislature created a permanent office of Revisor of Statutes and in 1967 placed this office within the Legislative Council. The office prepares and approves as to form and draftsmanship all bills, resolutions, and major amendments; prepares and publishes replacement volumes of the statutes, supplements to the statutes; and provides legal research when requested or needed by the Legislative Council.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Bills introduced	429	704	468	750

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	1,406,701	1,405,304	1,229,848	1,397,097
Cash	0	0	0	0
Federal	0	0	0	0
Revolving	0	0	0	0
<b>Total</b>	1,406,701	1,405,304	1,229,848	1,397,097
<b>Employees</b>	15.3	14.9	13.8	15.0

**AGENCY 03 LEGISLATIVE COUNCIL  
PROGRAM 129 LEGISLATIVE AUDIT OFFICE**

**PROGRAM OBJECTIVES**

---To conduct performance audits pursuant to the Legislative Performance Audit Act (Neb. Rev. Stat. secs 50-1201 to 50-1215).

**PROGRAM DESCRIPTION**

Legislative performance audits are designed to provide legislative oversight of state agency programs and to improve program efficiency and effectiveness. They are conducted by the Legislative Audit Office under the supervision of the Legislative Performance Audit Committee, a special committee of the Nebraska Legislature consisting of the Speaker of the Legislature, chairpersons of the Executive Board and the Appropriations Committee, and four other senators chosen by the Executive Board. The committee's responsibilities include selecting audit topics; defining the scopes of audits; and adopting recommendations based on reports prepared by the audit staff.

During the 2009 legislative session, the Legislature adopted LB 620, which separated the Office of Audit and Research into the Office of Legislative Audit and the Office of Legislative Research.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Performance audits (pre-audit)	1	6	0	2
Performance audits (full)	4	0	1	3

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	371,367	290,470	299,900	327,496
Cash	0	0	0	0
Federal	0	0	0	0
Revolving	0	0	0	0
<b>Total</b>	371,367	290,470	299,900	327,496
Employees	5.0	4.0	4.0	5.0

**AGENCY 03 LEGISLATIVE COUNCIL  
PROGRAM 501 INTERGOVERNMENTAL COOPERATION**

**PROGRAM OBJECTIVES**

- To achieve a better understanding by Nebraska Legislators of national concerns and/or actions taken by other states.
- To study uniform laws, reciprocal agreements, and informal cooperation of government offices.
- To provide travel expense reimbursements for Legislators attending committee meetings, public hearings, and other official functions.

**PROGRAM DESCRIPTION**

This program provides funds for Nebraska membership in the National Conference of State Legislatures (NCSL), Council of State Governments (CSG), Conference of Insurance Legislators, and Commission on Uniform State Laws, and State and Local Legal Center and necessary expenses for Legislators to attend meetings sponsored by such organizations.

This program also includes the expenses related to all travel by Legislators except reimbursement for expenses during legislative sessions which is provided through Legislative Services Program 122.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	427,730	397,299	399,805	431,177
Cash	0	0	0	0
Federal	0	0	0	0
Revolving	0	0	0	0
<b>Total</b>	427,730	397,299	399,805	431,177
Employees	0.0	0.0	0.0	0.0

**AGENCY 03 LEGISLATIVE COUNCIL  
PROGRAM 504 OFFICE OF PUBLIC COUNSEL (OMBUDSMAN)**

**PROGRAM OBJECTIVES**

- To investigate complaints against the agencies of the state government by the public.
- To provide information to the public on government matters.
- To improve the functioning of, and public satisfaction with, state government.

**PROGRAM DESCRIPTION**

The Office of the Ombudsman (technically known as the Public Counsel) is an independent governmental office designed to receive and investigate miscellaneous complaints relating to administrative agencies of state government. The jurisdiction of the office does not include the courts, the Legislature, the Governor and his or her immediate staff, federal governmental entities, or political subdivisions except for complaints relating to the operation of local jails.

The Ombudsman's Office is designed to help citizens of the state of Nebraska in a number of ways: investigating complaints against any agency, department, board, commission, unit, official or employee of the state government; recommending specific corrective action to the governmental agency involved, whenever the investigation of a complaint reveals that a mistaken, unfair or arbitrary action has occurred; developing general recommendations for the purpose of promoting a continuing improvement in the policies and procedures of the agencies of state government; and responding to requests for general information relating to the operation of government.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Complaints	2,236			
Information requests	180			

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	997,143	901,613	652,919	1,053,847
Cash	0	0	0	0
Federal	0	0	0	0
Revolving	0	0	0	0
<b>Total</b>	997,143	901,613	652,919	1,053,847
Employees	12.4	11.2	11.1	13.6

**AGENCY 03 LEGISLATIVE COUNCIL  
PROGRAM 638 FISCAL AND PROGRAM ANALYSIS**

**PROGRAM OBJECTIVES**

- To evaluate state agency budget requests and the Governor's budget recommendations.
- To review each legislative bill introduced, as well as amendments, and make a fiscal impact estimate of the anticipated change in state or political subdivision expenditures under the provisions of the bill.

**PROGRAM DESCRIPTION**

The Legislative Fiscal Office provides information concerning financial operations of state government, evaluation of agency requests for appropriations, planning for legislative appropriation and control of funds, and analysis of the performance, management and accomplishments of the programs of state government.

The Legislative Fiscal Office conducts fiscal analysis of each legislative bill and provides this analysis to all legislators prior to the bill's public hearing. The Legislative Fiscal Office also prepares analysis and forecasts which are provided to the Nebraska Economic Forecasting Advisory Board for purposes of deriving official revenue projections.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
New legislative bills reviewed	429	704	512	700
Fiscal Notes sent	1,034	1,223	892	950
Fiscal Notes written	601	799	601	800
Actual receipts vs. forecast (1 yr prior)	-7.0%	2.3%	2.9%	+-4%

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	1,469,418	1,422,986	1,479,381	1,509,169
Cash	0	0	0	0
Federal	0	0	0	0
Revolving	0	0	0	0
<b>Total</b>	1,469,418	1,422,986	1,479,381	1,509,169
Employees	14.0	14.0	14.1	14.0

## AGENCY 05 – SUPREME COURT

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### STATE COURT

**ADMINISTRATOR:** Janice Walker  
Room 1213  
State Capitol Building  
402-471-3730

**LEGISLATIVE  
FISCAL OFFICE:** Doug Nichols  
402-471-0052

**EXECUTIVE  
BUDGET OFFICE:** Joe Wilcox  
402-471-4178

### AGENCY DESCRIPTION

The Nebraska Supreme Court, established in 1867 and located in Lincoln, is Nebraska's highest court. The Nebraska Constitution provides that the Judicial power of the state shall be vested in a Supreme Court, an appellate court, district courts, county courts, and such other courts as may be created by law. The laws are interpreted by a court system consisting of two levels: trial courts and appellate courts.

The Administrative Office of the Courts and Probation provides central administrative services. This includes finance, human resources, technology, public information, education and organization development, legal counsel, and intergovernmental relations.

<u>TOTAL BUDGET</u>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
<b>OPERATIONS:</b>				
General	68,767,741	68,487,472	73,307,839	84,265,483
Cash	15,218,262	17,421,715	12,860,810	12,962,180
Federal	1,135,798	1,228,177	1,633,243	1,404,142
Revolving				
<b>Total Operations</b>	85,121,801	87,137,363	87,801,891	98,631,805
<b>STATE AID:</b>				
General				
Cash	833,250	793,997	989,254	910,000
Federal				
<b>Total State Aid</b>	833,250	793,997	989,254	910,000
<b>TOTAL FUNDS:</b>				
General	68,767,741	68,487,472	73,307,839	84,265,483
Cash	16,051,512	18,215,712	13,850,064	13,872,180
Federal	1,135,798	1,228,177	1,633,243	1,404,142
Revolving	0			
<b>Total Budget</b>	85,955,051	87,931,360	88,791,145	99,541,805
Employees	1,106.8	1,086.8	1,084.0	1,149.9

**AGENCY 05 SUPREME COURT  
PROGRAM 03 SUPREME COURT JUDGES' SALARIES**

**PROGRAM OBJECTIVES**

---To provide compensation for judges of the Nebraska Supreme Court.

**PROGRAM DESCRIPTION**

Salaries and benefits of the Chief Justice and the judges of the Supreme Court are paid from this program. The salary as of July 1, 2012, or as soon as may be legally paid under the Constitution of Nebraska, is \$145,615 (Section 24-201.01).

The Supreme Court's basic responsibility is to hear appeals and is the highest appellate court in the State of Nebraska. The Constitution provides that certain enumerated original actions, appeals of capital cases, and cases involving the constitutionality of a statute must go to the Supreme Court. Additionally, statutes provide for direct appeals to the Supreme Court by-passing the Court of Appeals, and for further review by the Supreme Court of cases heard originally by the Court of Appeals.

The Supreme Court's decisions are binding on all trial courts as well as the Nebraska Court of Appeals. The Supreme Court is composed of a Chief Justice and six judges representing the six Judicial Districts of the State. The Chief Justice represents the State at large and also serves as the executive head of the Nebraska Judicial Branch.

In addition, the Court has responsibility for the licensing and discipline of Nebraska attorneys, chairing judicial nominating commissions for the replacement of judges who have left the system, and supervision of the disciplinary system for judges. The judges are often assigned administrative liaison responsibility with offices such as the Nebraska State Bar Association, Clerk of the Supreme Court and Court of Appeals, Office of Dispute Resolution, and the State Law Library. The judges also chair committees related to the improvement of the legal system, including the Interpreter Advisory Committee, the Minority and Justice Implementation Committee, the Nebraska Supreme Court Commission on Children in the Courts, the Nebraska Supreme Court Implementation Committee on Pro Se Litigation, the Evidence-Based Practices Committee, and the Committee on Practice and Procedure.

**STATISTICS**

Calendar Year	Actual <u>2009</u>	Actual <u>2010</u>	Actual <u>2011</u>
Total cases disposed	275	220	184

**BUDGET**

	Expenditure <u>2009-10</u>	Expenditure <u>2010-11</u>	Expenditure <u>2011-12</u>	Appropriation <u>2012-13</u>
General	1,099,982	1,141,196	1,096,418	1,178,453
Cash				
Federal				
Revolving				
<b><u>Total</u></b>	1,099,982	1,141,196	1,096,418	1,178,453
Employees	7.0	7.0	6.8	7.0

**AGENCY 05 SUPREME COURT  
PROGRAM 04 COURT OF APPEALS JUDGES' SALARIES**

**PROGRAM OBJECTIVES**

---To provide compensation for judges of the Nebraska Court of Appeals.

**PROGRAM DESCRIPTION**

Salaries and benefits of the six judges of the Court of Appeals are paid from this program. The judges are paid an annual salary of 95% of the salary level of the Supreme Court judges as set out in section 24-1101(3). The salary as of July 1, 2012, or as soon as may be legally paid under the Constitution of Nebraska, is \$138,334.

The Court of Appeals is Nebraska's intermediate appellate court. The Constitution of the State of Nebraska guarantees each citizen the right of an appeal from a trial court to an appellate court. This court and the Supreme Court comprise the appellate courts in Nebraska.

The Court of Appeals is generally the first court to hear appeals of judgments and orders in criminal, juvenile, civil, domestic relations, and probate matters. In addition, the Court of Appeals has appellate jurisdiction over decisions originating in a number of state administrative boards and agencies. Its determination of an appeal is final unless the Nebraska Supreme Court agrees to hear the matter. The Court hears cases in its courtroom on the second floor of the State Capitol but is authorized to hear oral arguments throughout the state, sitting in cities such as North Platte, Omaha, Papillion, Norfolk, and Kearney. The court sits outside of Lincoln 4 to 6 months out of the year.

<b><u>STATISTICS</u></b>	Actual	Actual	Actual
Calendar Year	<u>2009</u>	<u>2010</u>	<u>2011</u>
Total cases disposed	1,092	1,093	961

<b><u>BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	913,707	912,481	921,196	971,310
Cash				
Federal				
Revolving				
<b><u>Total</u></b>	913,707	912,481	921,196	971,310
Employees	6.0	5.8	5.8	6.0

**AGENCY 05 SUPREME COURT  
PROGRAM 05 RETIRED JUDGES' SALARIES**

**PROGRAM OBJECTIVES**

---To provide compensation for retired judges called back to serve.

**PROGRAM DESCRIPTION**

Pursuant to art. V, § 2 of the Nebraska Constitution, retired judges of either the Supreme Court or the Court of Appeals may be called upon for temporary duty by the Supreme Court. Art. V, § 12 provides that any judge of the district court who has retired may be called upon for temporary duty by the Supreme Court. Section 24-729(1) provides that any retired judge of the Supreme Court, Court of Appeals, or district court, with his or her consent, may be assigned by the Supreme Court to sit in any court in the state to relieve congested dockets or to sit for the judge of any court who may be incapacitated or absent.

Section 24-729(2) provides that the Supreme Court may assign any retired judge of the separate juvenile court, county court, or workers' compensation court to sit in any court having the same jurisdiction as one in which any such judge may have previously served to relieve congested dockets or sit for the judge of any such court who may be incapacitated or absent.

Payments to a retired judge are made in the manner prescribed in sections 24-730 to 24-733. Section 24-730 provides that a retired judge shall receive, in addition to his or her retirement benefits, for each day of temporary duty an amount established by the Supreme Court.

In 2010, LB 727 authorized the Supreme Court to enhance compensation for retired judges serving temporary duty if they consent to serve a minimum number of days annually and are appointed to serve. The amount of the stipend is determined by the Supreme Court.

Section 24-731 provides that such retired judge shall be reimbursed for his or her expenses at the same rate as provided in sections 81-1174 to 81-1177 for state employees. Additionally, if the retired judge is working in a district court position, expenses are paid for the hiring of a temporary court reporter.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	12,319	8,034	59,608	47,436
Cash				
Federal				
Revolving				
<b><u>Total</u></b>	12,319	8,034	59,608	47,436
Employees	0	0	0	0

**AGENCY 05 SUPREME COURT  
PROGRAM 06 DISTRICT AND JUVENILE COURT JUDGES' SALARIES**

**PROGRAM OBJECTIVES**

---To provide compensation for the judges of the District Court and Separate Juvenile Court.

**PROGRAM DESCRIPTION**

Salaries and benefits for the judges of the District Court and Separate Juvenile Court are paid from this program. The judges are paid an annual salary of 92.5% of the salary level of the Supreme Court judges as set out in section 24-301.01. The salary as of July 1, 2012, or as soon as may be legally paid under the Constitution of Nebraska, is \$134,694.

There are now fifty-six district court judges serving within twelve district court judicial districts in the state. District boundaries are aligned with county lines – some districts include just one county, while others include as many as 17. Each district has at least one district court location, although a judge may preside in more than one district court within a judicial district, particularly in rural areas of the state.

District courts have original jurisdiction in all felony cases, equity cases, domestic relations cases, and civil cases when the amount in controversy involves more than \$52,000. District courts also have appellate jurisdiction in certain matters arising out of county court. They also serve as appellate courts in administrative appeals. District court decisions may be appealed to the Nebraska Court of Appeals and/or to the Nebraska Supreme Court.

Separate juvenile courts are located in counties having populations of 75,000 or more. There are currently 11 juvenile court judges in three counties: 5 in Douglas, 4 in Lancaster, and 2 in Sarpy. In the remaining counties, juvenile matters are heard in the county courts. Separate juvenile courts are courts of record and handle matters involving neglected, dependent, and delinquent children. The separate juvenile courts also have jurisdiction in domestic relations cases where the care, support, or custody of minor children is at issue.

<b><u>STATISTICS</u></b>	Actual	Actual	Actual
Calendar Year	<u>2009</u>	<u>2010</u>	<u>2011</u>
District Court:			
New Cases filed	42,900	42,942	41,354
Separate Juvenile Courts:			
New Cases filed	5,689	5,840	5,761

<b><u>BUDGET</u></b>	Expenditure	Expenditure	Expenditure	Appropriation
	<u>2009-10</u>	<u>2010-11</u>	<u>2011-12</u>	<u>2012-13</u>
General	9,808,860	9,703,549	10,021,911	10,372,443
Cash				
Federal				
Revolving				
<b><u>Total</u></b>	9,808,860	9,703,549	10,021,911	10,372,443
Employees	66.0	63.7	65.0	67.0

**AGENCY 05 SUPREME COURT  
PROGRAM 07 COUNTY COURT JUDGES' SALARIES**

**PROGRAM OBJECTIVES**

---To provide compensation for the judges of the County Court.

**PROGRAM DESCRIPTION**

Salaries and benefits for the judges of the County Court are paid from this program. The judges are paid an annual salary of 90% of the salary level of the Supreme Court judges as set out in statute section 24-513. The salary as of July 1, 2012, or as soon as may be legally paid under the Constitution of Nebraska, is \$131,053.

There are now fifty-eight county court judges. The jurisdiction of the county court is established by state law which provides for exclusive original jurisdiction in probate matters, actions based on a violation of a city or village ordinance, juvenile court matters without a separate juvenile court, adoptions, preliminary hearings in felony cases, and eminent domain proceedings. The county courts have concurrent jurisdiction in civil matters when the amount in controversy is \$52,000 or less, criminal matters classified as misdemeanors or infractions, some domestic relations matters, and paternity actions. County judges also hear all small claims matters filed within the court system. County judges in all counties except Lancaster, Douglas, and Sarpy have the same duties as judges of separate juvenile courts.

Appeals from the county court are made to the district court, although in certain probate and juvenile cases, appeals are made directly to the Court of Appeals.

**STATISTICS**

Calendar Year	Actual <u>2009</u>	Actual <u>2010</u>	Actual <u>2011</u>
New Cases filed	414,121	395,576	390,445

**BUDGET**

	Expenditure <u>2009-10</u>	Expenditure <u>2010-11</u>	Expenditure <u>2011-12</u>	Appropriation <u>2012-13</u>
General	8,355,611	8,361,087	8,279,663	8,782,408
Cash				
Federal				
Revolving				
<b><u>Total</u></b>	8,355,611	8,361,087	8,279,663	8,782,408
Employees	57.2	55.9	55.0	58.0

**AGENCY 05 SUPREME COURT  
PROGRAM 52 OPERATIONS/AID**

**PROGRAM OBJECTIVES**

---Umbrella program includes the appropriations for court operations.

**PROGRAM DESCRIPTION**

Program 52 is a combined appropriation from the Legislature, which is administratively divided among these budget programs:

Program 34 Court Administration  
 Program 40 State Law Library  
 Program 396 County Court System  
 Program 399 District Court Reporters  
 Program 405 Court of Appeals

Each of the above-noted programs is described in the pages that follow.

<b><u>OPERATIONS BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	27,153,163	26,863,759	26,530,522	27,400,012
Cash	1,079,358	1,023,287	1,051,260	1,637,925
Federal	750,163	657,315	867,363	769,107
<b>Total</b>	28,982,684	28,544,361	28,449,145	29,807,044
Employees	515.3	498.4	491.8	511.8

<b><u>AID BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	833,250	793,997	989,254	910,000
<b>Total</b>	833,250	793,997	989,254	910,000

**AGENCY 05 SUPREME COURT  
PROGRAM 34 COURT ADMINISTRATION/OPERATIONS**

**PROGRAM OBJECTIVES**

---To ensure efficient and effective operation of Nebraska's court system and to provide staff support for the Supreme Court.

---To provide for the sale and distribution of court publications.

**PROGRAM DESCRIPTION**

The general administration of the state court system is assigned by the Chief Justice of the Nebraska Supreme Court to the State Court Administrator and carried out by the Administrative Office of the Courts. The state's first Court Administrator began work on July 1, 1972, with the charge of developing coordination within the judicial branch and with other agencies involved in programs affecting the courts.

The budget for court administration today includes the Court Administrator's Office, the Clerk of Supreme Court/Court of Appeals, the Reporter of Decisions Office, the Supreme Court Staff Attorneys, Child Support Referees, Judicial Branch Education, Court Improvement Project, Legal Research Division, Interpreter Payments, the Office of Dispute Resolution, Publications and Distribution, and the Supreme Court Staff.

Central Administration for budgeting purposes also includes the various commissions and committees of the Supreme Court, including the Judicial Nominating Commission, Judicial Qualifications Commission, the Counsel for Discipline, Committee on Practice and Procedures, and the Judicial Resources Commission.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	4,881,550	4,984,406	5,031,730	See Footnote
Cash	1,079,358	1,023,287	1,051,260	
Federal	669,737	575,961	788,363	
Revolving				
<b><u>Total</u></b>	6,630,645	6,583,654	6,871,352	
Employees	57.0	55.2	56.7	

This program does not receive a separate appropriation. See Program 52 for details.

**AGENCY 05 SUPREME COURT  
PROGRAM 34 COURT ADMINISTRATION/AID**

**PROGRAM OBJECTIVES**

- To provide state aid for the establishment of Dispute Resolution Centers.
- To provide financial assistance for mediation costs when the parties are unable to pay.

**PROGRAM DESCRIPTION**

The Office of Dispute Resolution (ODR) manages two grant programs funded by court fees:

- (1) The Dispute Resolution Fund provides an annual infrastructure grant to each of the six regional ODR-approved nonprofit mediation centers. The appropriation amount for this grant is \$270,000;
- (2) The Parenting Act Fund provides program development and implementation funds to approved mediation centers for the provision of court-ordered parenting plan mediation services to low income clients. The appropriation amount for this grant is \$450,000.

As of May 30, 2012, the following are ODR-approved mediation centers:

Central Mediation Center, Kearney	Concord Mediation Center, Omaha
The Mediation Center, Lincoln	Mediation West, Scottsbluff
Nebraska Mediation Center, Fremont	The Resolution Center, Beatrice

Laws 2011, LB463, created a two-year grant program for Court Appointed Special Advocates (CASA). The Court Appointed Special Advocate Fund is administered by the State Court Administrator. The Supreme Court awards grants to CASA programs that apply and meet the qualifications. To fund the grants, \$100,000 is transferred from the Commission on Public Advocacy Operations Cash Fund to the CASA fund in FY2011-12, and \$200,000 in FY2012-13. Up to \$10,000 per year is allowed to be used for administration of the CASA grant program.

<b><u>BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				See Footnote
Cash	833,250	793,997	989,254	
Federal				
<b><u>Total</u></b>	833,250	793,997	989,254	
Employees	0	0	0	

This program does not receive a separate appropriation. See Program 52 for details.

**AGENCY 05 SUPREME COURT  
PROGRAM 40 STATE LAW LIBRARY**

**PROGRAM OBJECTIVES**

---To provide access to legal research materials for judges, attorneys, agencies, and citizens, and to preserve legal history and to keep information/technology current as a working library.

**PROGRAM DESCRIPTION**

The State Law Library is the oldest library in Nebraska. The Kansas-Nebraska Act of 1854 established a territorial library to be kept at the seat of government. In 1871, the library was separated into two sections, law under the supervision of the Nebraska Supreme Court and miscellaneous under the supervision of the Secretary of State. Both collections were placed under the supervision of the Nebraska Supreme Court in 1913. In 1968, the miscellaneous collection was given to other libraries, leaving only the law books in the State Law Library.

The State Law Library houses the oldest legal collections in the state, consisting of statutes and appellate court cases for all 50 states going back from their statehood and colonial laws to the current date. Treatises from the 1800's and legal encyclopedias going back to when they were first published enhance the collection. The collection contains all Nebraska laws, statutes, appellate court cases and attorney briefs, attorney general opinions, and legislative materials. The Nebraska Supreme Court Justices constitute the library's governing board. The State Law Library is primarily a reference and research library as opposed to a circulating library.

In 2005, the Nebraska Supreme Court installed a computer in the library which created the only publicly accessible connection to the Internet in the Capitol. The computer station contains Westlaw, word processing, a list of the Librarian's favorite sites for research, and Internet access. This terminal gives patrons free access to Westlaw. This database features all state and federal laws and cases, KeyCite, law journals, and other helpful databases. Patrons can print information at a minimal cost, use Web-based e-mail to send information to another location, or copy information directly to a flash drive.

The library is the first public space in the Capitol to host a "hot spot" for wireless internet access. Individuals wanting to use the free internet connection can request a password through the librarian. In 2008, the library went public with an automated library card catalog. Through a web-based program, the holdings of the library can be accessed by all judges, attorneys, state agencies, and citizens across Nebraska and the United States. Work on this database is an ongoing project to add more titles from the older collections and to set up serial files for faster processing of materials and to make this information accessible to the public.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	299,047	279,459	276,486	See Footnote
Cash				
Federal	2,084	0	0	
Revolving				
<b>Total</b>	301,131	279,459	276,486	
Employees	1.5	1.5	1.5	

This program does not receive a separate appropriation. See Program 52 for details.

**AGENCY 05 SUPREME COURT  
PROGRAM 396 COUNTY COURT SYSTEM**

**PROGRAM OBJECTIVES**

- To provide for a county court in each county in the state.
- To pay for the State portion of county court system operating expenses.

**PROGRAM DESCRIPTION**

This program pays the personal services and travel expenses of county court staff and the travel expenses of county court judges. The salaries and benefits of the county court judges are paid in Program 7. Counties are responsible for the costs associated with providing operating expenses, equipment, and facilities.

Clerk magistrates and county court staff provide the public access to the courts. They are responsible for the docketing, calendaring, and monitoring of all the cases filed in the courts. In addition, they handle the financial transactions of the court, and provide administrative and technical support for the judge.

At the head of county court non-judicial staff is a clerk magistrate or judicial administrator who is assigned to act as clerk of the court and court manager. They have statutory authority for routine non-contested judicial matters. A clerk magistrate may issue arrest and search warrants, accept guilty pleas in misdemeanor and traffic cases, conduct ex-parte hearings for juveniles removed from their homes, and act as a registrar in informal probate cases. Clerk magistrates also perform marriages. In some rural counties, clerk magistrates work in two or more courts. In the higher-volume courts, they supervise the county court staff in addition to other duties.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	16,087,507	15,945,814	15,468,451	See Footnote
Cash				
Federal	78,342	81,354	79,001	
Revolving				
<b>Total</b>	16,165,848	16,027,168	15,547,452	
Employees	375.1	363.8	355.1	

This program does not receive a separate appropriation. See Program 52 for details.

**AGENCY 05 SUPREME COURT  
PROGRAM 399 DISTRICT COURT REPORTERS**

**PROGRAM OBJECTIVES**

---To provide for official court reporters for district and separate juvenile court judges.

**PROGRAM DESCRIPTION**

The salaries and expenses of the court reporters for the district and separate juvenile court judges and the travel expenses for these judges are paid from this program. The salaries and benefits of the district court and separate juvenile court judges are paid in Program 6.

As required by section 24-1003, the Supreme Court shall provide by rule for the recording and preservation of evidence in all cases in the district and separate juvenile courts and for the preparation of transcripts and bills of exceptions. Official court reporters, appointed by district and juvenile court judges, perform the duties of making, preserving, transcribing, and delivering a verbatim record of all proceedings.

In addition, the official reporters perform other duties assigned by the appointing judge. For many judges in the state, this employee may perform bailiff, calendaring, and scheduling duties in addition to the reporting responsibilities.

Official court reporters operate under the Nebraska Supreme Court Rules Relating to Official Court Reporters and other guidelines. These rules and guidelines prescribe working conditions and standards for the product they are required to produce. Their work products are the bill of exceptions and transcripts, and these work products are evaluated by members of the judiciary at both the trial and appellate levels.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	4,813,320	4,679,214	4,665,973	See Footnote
Cash				
Federal				
Revolving				
<b>Total</b>	4,813,320	4,679,214	4,665,973	
Employees	66.8	64.9	63.8	

This program does not receive a separate appropriation. See Program 52 for details.

**AGENCY 05 SUPREME COURT  
PROGRAM 405 COURT OF APPEALS**

**PROGRAM OBJECTIVES**

--To pay for the expenses of operating the Court of Appeals.

**PROGRAM DESCRIPTION**

The staff and operating expenditures of the Court of Appeals and the travel expenses for the judges are paid from this program. The salaries and benefits of the judges of the Court of Appeals are paid in Program 4.

The Court of Appeals currently has six judges and sits in panels of three judges each. It is referred to as the “error correcting” appellate court. The Court of Appeals was created in 1991 to alleviate the backlog of appeals to the Supreme Court, and it successfully maintains an effective appellate workflow.

All appeals other than life sentences, capital cases, and cases involving the constitutionality of a statute are docketed in the Court of Appeals. The primary duty of this court is to hear and dispose of appeals. It has only appellate jurisdiction; it has no original jurisdiction.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	1,071,739	974,866	1,087,882	See Footnote
Cash				
Federal				
Revolving				
<b>Total</b>	1,071,739	974,866	1,087,882	
Employees	14.8	13.0	14.7	

This program does not receive a separate appropriation. See Program 52 for details.

**AGENCY 05 SUPREME COURT  
PROGRAM 67 PROBATION SERVICES**

**PROGRAM OBJECTIVES**

---Umbrella program includes the appropriations for probation services.

**PROGRAM DESCRIPTION**

Program 67 is a combined appropriation from the Legislature, which is administratively divided among these budget programs:

Program 397 Statewide Probation  
Program 398 Intensive Supervision Probation

Each of the above-noted programs is described in the following pages.

**STATISTICS**

	<u>FY2010</u>	<u>FY2011</u>	<u>FY2012</u>
Investigations completed	11,807	12,496	11,815
Total Probationers Sentenced	16,452	15,318	14,234
Percent Probationers Discharged Successfully	71.2%	73.2%	73.0%

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	20,558,748	20,555,647	20,513,229	20,958,389
Cash	536,894	489,378	660,991	947,332
Federal	207,961	190,502	356,815	208,798
Revolving				
<b>Total</b>	21,303,603	21,235,527	21,531,036	22,114,519
Employees	377.8	378.3	378.1	388.3

**AGENCY 05 SUPREME COURT  
PROGRAM 397 STATEWIDE PROBATION**

**PROGRAM OBJECTIVES**

- To provide pre-sentence and predisposition investigative reports to the courts.
- To provide offenders with community-based supervision and assist them in leading law-abiding lives through appropriate intervention.

**PROGRAM DESCRIPTION**

The personnel and operational costs for traditional probation and juvenile intake field service divisions are paid from this program.

The Probation System performs two roles:

- (1) Provide investigative reports for the courts, assisting courts in their decision-making regarding an offender's ultimate sentence or disposition.
- (2) Supervise juvenile and adult offenders in the community using case management, community collaboration, and research-based supervision strategies.

The Probation System is using evidence-based practices so it can concentrate resources on those offenders that pose the greatest risk to community safety.

Probation services are networked across the state. There are 12 Probation Districts and they are aligned with the 12 District Court Judicial Districts. Each Probation District has a principal office with satellite offices augmenting the principal office. Probation personnel consist of line staff probation officers, specialized probation officers, drug techs, intake officers, support staff, supervision coordinators, chief deputies, and a Chief Probation Officer who is responsible for the overall district management. Staff allocation is primarily determined by measuring task-orientated workloads rather than counting caseloads.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	17,557,469	17,498,368	17,468,067	See Footnote
Cash	332,279	443,108	601,537	
Federal	207,961	190,502	356,815	
Revolving				
<b>Total</b>	18,097,709	18,131,978	18,426,419	
Employees	323.2	326.0	325.8	

This program does not receive a separate appropriation. See Program 67 for details.

**AGENCY 05 SUPREME COURT  
PROGRAM 398 INTENSIVE SUPERVISION PROBATION**

**PROGRAM OBJECTIVES**

---To provide a community-based sanction that is more restrictive than traditional probation.

---To assist offenders in leading law-abiding lives through appropriate intervention.

**PROGRAM DESCRIPTION**

In 1990, the Legislature provided for the implementation of an Intensive Supervision Probation (ISP) program. ISP is designed to serve as an intermediate sanction between traditional probation and jail or prison for adults or state commitment for juveniles. Through utilization of a targeting tool, select offenders who have been deemed appropriate for this sanction may be sentenced to ISP.

In 1997, the Legislature passed LB 881, which directed the Department of Correctional Services to develop and implement an incarceration work camp no later than January 1, 2005, where adult criminal offenders could be placed as a condition of a sentence of probation. This legislation outlined the work camp's structure and core programming and directed that the court target certain types of eligible felony offenders. Probation's responsibility involves assisting the court in identifying and assigning appropriate offenders to the work camp, responding to any acts of non-compliance while said offenders are in the work camp, and performing an aftercare role once the offender has completed the work camp and transitions back into his or her community. After several years of collaboration between the Department of Correctional Services and the Nebraska Probation System, this facility became operational April 30, 2001, under the name of the Work Ethic Camp (WEC).

In 2007, the Office of Probation Administration created a Community Safety Impact Model specifically to incorporate evidence-based practices into intensive supervision. This model addresses four primary elements: Targeted Assessment, Community-Based Intervention (Probation's approach to intensive supervision), Services, and Outcome Evaluation.

In response to this model, Probation has shifted its personnel and service resources to focused supervision, i.e., those individuals and cases that require the highest level of community-based intervention (CBI).

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	3,001,280	3,057,279	3,045,162	See Footnote
Cash	204,615	46,270	59,454	
Federal				
Revolving				
<b>Total</b>	3,205,894	3,103,549	3,104,616	
Employees	54.6	52.3	52.3	

This program does not receive a separate appropriation. See Program 67 for details.

**AGENCY 05 SUPREME COURT  
PROGRAM 235 PROBATION CONTRACTUAL SERVICES**

**PROGRAM OBJECTIVES**

---To provide non-statutory-mandated probation services to counties.

---To deliver services that are necessary for the implementation of county-designated programs.

**PROGRAM DESCRIPTION**

This program allows counties to contract with the Office of Probation Administration for the provision of certain services those counties deem necessary and are best delivered by way of Probation Administration staff expertise but are not mandated by statute. Program needs and fiscal concerns amongst the parties regarding the operation of these requested county programs are addressed by way of inter-local agreements between Probation Administration and the counties in question. The counties currently involved are Dodge, Lancaster, and Hall.

The services provided include supervision of offenders in specialized domestic violence units, adult presentence investigation, juvenile intake services, and juvenile pre-adjudication electronic monitoring.

Personnel costs are for probation officers and drug court coordinators. Operational costs are for electronic monitoring, mileage, and substance abuse testing and treatment.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	377,342	422,262	455,504	915,309
Federal				
Revolving				
<b>Total</b>	377,342	422,262	455,504	915,309
Employees	6.2	6.6	7.2	9.0

**AGENCY 05 SUPREME COURT  
PROGRAM 420 STATE SPECIALIZED COURT OPERATIONS**

**PROGRAM OBJECTIVES**

---To reduce drug use and addiction among offenders.

---To reduce reliance on incarceration.

**PROGRAM DESCRIPTION**

The intent of the Supreme Court is to implement a statewide system of problem-solving courts throughout all twelve judicial districts of the state. Problem-solving courts include specialized drug courts, domestic violence courts, community courts, family treatment courts, DUI courts, and mental health courts. Problem-solving courts combine common practices such as drug testing, enhanced supervision and judicial monitoring, and substance abuse and mental health treatment to better address the needs of the offender, the community, and the justice system.

The locations of the problem-solving courts are listed on the Supreme Court's website.

Laws 2011, LB390, moved the General Fund appropriation for Program 420 State Specialized Court Operations and Program 435 Probation Community Corrections from the Crime Commission to the Supreme Court. Prior to LB390, the Crime Commission received the General Fund appropriation for these two programs and then would transfer the appropriation to the Probation Program Cash Fund. A cash fund appropriation would then be made to Programs 420 and 435 from the Probation Program Cash Fund. LB390 did not change the amount of the appropriation to either of these programs.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	0	0	1,920,153	2,060,521
Cash	1,962,007	2,015,717	114,738	190,215
Federal	1,210	192,982	245,341	0
Revolving				
<b>Total</b>	1,963,218	2,208,699	2,280,232	2,250,736
Employees	21.8	22.8	22.9	25.0

**AGENCY 05 SUPREME COURT  
PROGRAM 435 PROBATION COMMUNITY CORRECTIONS**

**PROGRAM OBJECTIVES**

---To develop community-based supervision programs as alternatives to incarceration; to prioritize supervision and services for offenders according to their risk of re-offending.

**PROGRAM DESCRIPTION**

Probation Community Corrections uses evidence-based practices for managing offenders and providing safe communities. Programs have been developed to deal with specialized offender populations. Specialized Substance Abuse Supervision Program (SSAS) was developed as a prison alternative for felony drug offenders. SSAS addresses the treatment and supervision needs of offenders in risk of recidivism with chronic drug problems and criminal thinking.

The Fee for Service Voucher Program provides offenders under community supervision financial assistance towards substance abuse treatment. The target population is Felony Drug Offense Offenders, All Parole Offenders, Felony Offenders under Sanction or Violation Status, Class I Misdemeanor Drug Offenses, and DUI III and Felony DUI.

Day and Evening Reporting Centers are community-based facilities blending high levels of offender supervision with intensive on-site delivery of services. Reporting Centers are available for offenders needing services. They are a one stop shop for these services: Educational, Vocational, Pre-treatment (Treatment preparation), Cognitive Groups, and Drug Testing. Reporting Centers are available day and evening 6 days per week, and they are located in Omaha, Lincoln, Bellevue, Nebraska City, Kearney, Lexington, and South Sioux City.

In 2009, Probation Administration and the Department of Health and Human Services commenced a project to provide services and options to juveniles and families in Nebraska's juvenile justice system. Under the Nebraska Juvenile Service Delivery Project (NJSDP), HHS provides funding for needed rehabilitative services, allowing juveniles to stay in their home while being served in the community on probation. This access to services prevents juveniles from becoming state wards. The pilot project was in Judicial District #4 (Douglas County).

Laws 2012, LB985, expanded the NJSDP to include Judicial District #11 (North Platte) and Judicial District #12 (Gering/Scottsbluff). The staff and service costs of \$8,408,817 for all three Judicial Districts will be covered through a transfer of funding from HHS.

See Program 420 for an explanation of how Laws 2011, LB390, impacted this program.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	865,351	941,719	3,965,138	12,494,511
Cash	7,864,280	9,508,866	6,779,192	5,241,677
Federal				
Revolving				
<b>Total</b>	8,729,632	10,450,586	10,744,330	17,736,188
Employees	40.8	39.8	42.6	68.0

**AGENCY 05 SUPREME COURT  
PROGRAM 570 COURT AUTOMATION**

**PROGRAM OBJECTIVES**

---To develop the Supreme Court's information technology systems.

**PROGRAM DESCRIPTION**

The Judicial User System To Improve Court Efficiency (JUSTICE) system connects all of the trial courts in Nebraska. The County and District Courts share an IBM I-Series mid-range computer in each courthouse. Those computers are networked back to Lincoln via private line or private Internet Protocol (IP) connections. JUSTICE provides software applications for case management and financial record keeping for the trial courts. JUSTICE produces a variety of court documents including warrants, summons, commitments, garnishments, and executions. It allows for E-filing, E-Payment, and Court Case Calendar Search.

JUSTICE records are transmitted electronically to the Department of Motor Vehicles and the Crime Commission. Electronic interfaces between Criminal Justice Information System (CJIS) and JUSTICE are in place in Douglas and Lancaster Counties; other counties are installing Case Management Systems (CMS) that also interface with JUSTICE. JUSTICE also interfaces with Health and Human Services' CHARTS (Children Have A Right To Support) application.

The JUSTICE Help Desk assists courts with problems they might be experiencing with data entry, financial adjustments, or statistical reporting; they provide training to all court employees. The technical side maintains existing programs and develops new applications.

Replacing the old analog cassette tape recorders with digital recorders in the County Courts was a project launched in 2006. This allows for the court record to be saved on a PC hard drive or written to a CD. It allows for the creation of many different playback files types. A JUSTICE application permits a digital recorder to electronically receive the case and party information and create the data on the digital recorder application so manual entry is no longer necessary. This application will save the court staff time when recording case proceedings.

Use of Skype and Web Cams in Trial Courts was a 2008 project. It allows for holding hearings, remote interpreting, and juvenile court hearings. Using Skype and Web Cams increases public safety by not having to transport prisoners to court, and it saves travel dollars.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	3,398,380	3,962,204	3,799,126	4,029,722
Federal	176,463	187,378	163,723	426,237
Revolving				
<b>Total</b>	3,574,844	4,149,583	3,962,848	4,455,959
Employees	8.8	8.5	8.8	9.8

## AGENCY 07 - GOVERNOR

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**DIRECTOR:** Dave Heineman  
 State Capitol Building  
 Room 2309  
 471-2244

**LEGISLATIVE** Scott Danigole  
**FISCAL OFFICE:** 471-0055

**EXECUTIVE** Dave Spatz  
**BUDGET OFFICE:** 471-4179

### **AGENCY DESCRIPTION**

**Governor's Office**

Nebraska's first constitution, adopted in 1866, provided for the election of the Governor, the Chief Executive Officer of the State of Nebraska. The Governor's responsibilities include preparation of the state budget, appointment of certain state officers, signing or vetoing of legislation (including line item veto of appropriations bills) adopted by the Legislature, enforcement of criminal laws, serving as Commander-in-Chief of the Nebraska National Guard, efficient, effective and economical administration of state affairs, and other constitutionally and statutorily defined duties.

**Governor's Policy Research Office**

The Governor's Policy Research Office (PRO) is a statutory agency affiliated with the Governor's Office. It assists in the development, implementation, and review of state government policy. The agency has broad statutory authority to direct, coordinate, advise, and consult with other state government entities. The director, who serves at the pleasure of the Governor, is a member of the Governor's Cabinet. The agency is organized on a functional basis, with policy advisors serving as a primary staffing source for information and as liaisons between the Governor and other public/private entities on assigned policy areas. When appropriate, the Governor's Policy Research Office coordinates and directs multi-agency programs or special programs not fitting any particular agency. The PRO also staffs the Governor in his activities and positions relating to the National Governors Association.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> 2009-10	<u>Expenditure</u> 2010-11	<u>Expenditure</u> 2011-12	<u>Appropriation</u> 2012-13
<b>OPERATIONS:</b>				
General	1,746,798	1,640,936	1,684,164	1,652,727
Cash				
Federal				
Revolving				
<b>Total Operations</b>	1,746,798	1,640,936	1,684,164	1,652,727
Employees	20.52	19.65	19.87	19.75

**AGENCY 07 GOVERNOR  
PROGRAM 02 SALARY OF THE GOVERNOR**

**PROGRAM OBJECTIVES**

This program provides compensation for the Chief Executive Officer of the State of Nebraska.

**PROGRAM DESCRIPTION**

The Governor is paid an annual salary of \$105,000 as set by statute and is elected to office for a four year term.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	131,752	131,030	131,237	142,849
Cash				
Federal				
Revolving				
<b>Total</b>	131,752	131,030	131,237	142,849
Employees	1.0	1.0	1.0	1.0

**AGENCY 07 GOVERNOR  
PROGRAM 18 GOVERNOR'S POLICY RESEARCH OFFICE**

**PROGRAM OBJECTIVES**

- Analyze issues and develop policy options for the Governor.
- Review rules and regulations proposed by state agencies.
- Serve as liaison between the Governor's Office, the Legislature, state agencies, interest groups and national policy organizations.
- Promote efficiency in state government operations.
- Promote communication and cooperation among state agencies, as well as between agencies and other relevant organizations.
- Develop implementation plans for multi-agency activities or for special programs not fitting any particular state agency, when appropriate.
- Staff the Governor for duties and assignments related to the National Governors Association.

**PROGRAM DESCRIPTION**

A small professional staff assists the Governor to analyze policy options, promote executive branch cooperation and efficiency, review proposed rules and regulations, respond to public inquiries, and research state and national trends. The office also monitors all federal legislation that impacts state government and serves as the Governor's representative to, and staff for, the National Governors Association. The office monitors legislative bills, coordinates legislative activities of code agencies and coordinates the development and promotion of the Governor's legislative agenda. The office also reviews and analyzes all state agency rules and regulations. The agency is organized on a functional basis. Advisors in assigned policy areas serve as liaisons for the Governor with state and federal agencies, local political subdivisions, constituents and other public and private entities. Advisors attend, legislative briefings, hearings, meetings with State Senators, Legislative staff, Agencies, and Registered Lobbyists representing the Governor and the interests of the State of Nebraska. Advisors represent the Governor on Boards and Commissions, Councils, and Committees where the Governor is able to designate a representative.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	571,116	543,122	584,426	536,902
Cash				
Federal				
Revolving				
<b>Total</b>	571,116	543,122	584,426	536,902
Employees	8.03	7.63	8.0	8.0

**AGENCY 07 GOVERNOR  
PROGRAM 21 OFFICE OF THE GOVERNOR**

**PROGRAM OBJECTIVES**

Provide support staff to the Governor.

Provide an executive residence for the Governor.

Provide for membership in national organizations which facilitate information exchange with other states and the federal government.

**PROGRAM DESCRIPTION**

This program provides staff support to assist the Governor in the administration of the Governor's Office and operation of the Governor's Residence. This program also provides funds for annual membership dues to the National Governors Association.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	1,043,930	966,785	968,501	972,976
Cash				
Federal				
Revolving				
<b>Total</b>	1,043,930	966,785	968,501	972,976
Employees	11.49	11.02	10.87	10.75

## AGENCY 08 - LT. GOVERNOR

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**DIRECTOR:** Rick Sheehy  
 State Capitol  
 Room 2315  
 471-2256

**LEGISLATIVE** Scott Danigole  
**FISCAL OFFICE:** 471-0055

**EXECUTIVE** Dave Spatz  
**BUDGET OFFICE:** 471-4179

### **AGENCY DESCRIPTION**

The Lieutenant Governor, first provided for in the Constitution of 1875, serves as acting Governor when the Chief Executive is out of the state, presides over the Legislature when in session, serves as Director of Homeland Security, serves as Chairman of the Governor’s Homeland Security Policy Group, serves as Chairman of the Nebraska Information Technology Commission, serves on other various boards, committees and commissions upon the Governor’s request, represents the Governor at various public and ceremonial functions, and performs other duties as assigned by the Governor.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	135,499	138,581	130,421	143,610
Cash				
Federal				
Revolving				
<b>Total Operations</b>	135,499	138,581	130,421	143,610
Employees	1.38	1.34	1.24	1.25

**AGENCY 08 LIEUTENANT GOVERNOR  
PROGRAM 08 SALARY OF THE LIEUTENANT GOVERNOR**

**PROGRAM OBJECTIVES**

This program provides compensation for the Lieutenant Governor of the State of Nebraska.

**PROGRAM DESCRIPTION**

The Lieutenant Governor is paid an annual salary of \$75,000 as set by statute and is elected to office for a four year term.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	101,011	100,089	100,348	108,716
Cash				
Federal				
Revolving				
Total	101,011	100,089	100,348	108,716
Employees	1.0	1.0	1.0	1.0

**AGENCY 08 LIEUTENANT GOVERNOR  
PROGRAM 124 OFFICE OF THE LIEUTENANT GOVERNOR**

**PROGRAM OBJECTIVES**

Provide for support staff and operating expenses associated with the Lieutenant Governor's administrative functions.

**PROGRAM DESCRIPTION**

The Lieutenant Governor's operating budget is utilized solely for costs related to the exercise of the official administrative/ceremonial duties of Lieutenant Governor. One administrative secretary serves as direct staff support. The Lieutenant Governor may also receive staff support when acting through the Office of the Governor.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	34,488	38,493	30,073	34,894
Cash				
Federal				
Revolving				
<b>Total</b>	34,488	38,493	30,073	34,894
Employees	.38	.34	.24	.25

## AGENCY 09 SECRETARY OF STATE

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**DIRECTOR:** John Gale  
Room 2300  
Capitol Building  
471-2554

**LEGISLATIVE** Scott Danigole  
**FISCAL OFFICE:** 471-0055

**EXECUTIVE** Dave Spatz  
**BUDGET OFFICE:** 471-4179

### **AGENCY DESCRIPTION**

The Office of Secretary of State, which was created in 1867, administers laws in the following areas: elections, business entities, trademarks and trade names, and state records management. The office issues licenses to private detectives, notaries, debt management agencies, truth and deception examiners, collection agencies, and registers athlete agents, and civil litigation funding companies. Official filings are maintained in a variety of areas including official bonds and oaths of office, business entity filings, uniform commercial code documents, and other statutory liens.

The Secretary of State is the keeper of the Great Seal of the State of Nebraska, and is the repository for the State Constitution, legislative bills, state agency rules and regulations, and other official documents of the state. The Secretary of State is the Chief Protocol Officer and serves on the following Boards and Commissions; Pardons Board, State Canvassing Board, Accountability and Disclosure Commission, Real Estate Commission, Collection Agency Licensing Board, and the Nebraska State Records Board.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	438,613	419,521	470,361	444,708
Cash	5,115,381	5,088,680	5,384,585	6,525,614
Federal	65,134	3,553	16,783	98,300
Revolving	916,836	867,299	802,434	1,012,765
<b>Total Operations</b>	<b>6,535,964</b>	<b>6,379,053</b>	<b>6,674,163</b>	<b>8,081,387</b>
<b>STATE AID:</b>				
General				
Cash	0	1,404	0	60,000
Federal	34,699	56,114	46,663	0
<b>Total State Aid</b>	<b>34,699</b>	<b>57,518</b>	<b>46,663</b>	<b>60,000</b>
<b>TOTAL FUNDS:</b>				
General	438,613	419,521	470,361	444,708
Cash	5,115,381	5,090,084	5,384,585	6,585,614
Federal	99,833	59,667	63,446	98,300
Revolving	916,836	867,299	802,434	1,012,765
<b>Total Budget</b>	<b>6,570,663</b>	<b>6,436,571</b>	<b>6,720,826</b>	<b>8,141,387</b>
Employees	41.46	40.66	40.62	49.44

**AGENCY 09 SECRETARY OF STATE  
PROGRAM 09 SALARY--SECRETARY OF STATE**

**PROGRAM OBJECTIVES**

---Provide compensation for the Secretary of State.

**PROGRAM DESCRIPTION**

The Secretary of State is a constitutional executive officer of the state, elected for a four-year term and is administrator or serves as a member of the following boards and commissions:

Administrator:	Serves as:
Business Entity Laws	Chief Election Officer
Election Laws	Keeper of the Great Seal
Trade Names & Trademark Laws	Chairman, State Real Estate Commission
Records Management Program	
Uniform Commercial Code	Secretary, State Canvassing Board
Collection Agency Licensing Board	Secretary, Board of Pardons
Private Detection Laws	Repository of Constitution, Legislative
The Debt Management Law	Bills and Dept. Rules & Regulations
Issues commissions and regulates Notary Publics	Member, Nebraska Accountability &
Licensing of Truth and Deception	Disclosure Commission
Examiners	
Address Confidentiality Program	Chief Protocol Officer
Registration of Athlete Agents	Chair, Nebraska State Records Board
Registration of Civil Litigation Funding	Chair, Collection Agency Licensing Board
Companies	

<b><u>BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	111,005	112,281	112,282	112,282
Cash				
Federal				
Revolving				
<b>Total</b>	111,005	112,281	112,282	112,282
Employees	1.0	1.0	1.0	1.0

**AGENCY 09 SECRETARY OF STATE  
PROGRAM 22 DEPARTMENTAL ADMINISTRATION**

**PROGRAM OBJECTIVES**

- Provide for the overall administration of the agency.
- Issue licenses as required by law.
- Provide information to the public.

**PROGRAM DESCRIPTION**

The Department Administration program provides the overall coordination of agency operations. The staff handles research, legal assistance, press information, accounting, budgeting and public correspondence. All official bonds are filed in this office. The staff issues notarial commissions and licenses private detectives, debt managers, and truth and deception examiners.

All state agency Rules and Regulations are filed within the Administrative Division.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Notarial commissions on record	29,269	28,660	28,465	29,145
Licenses on record:				
Detective agencies	100	113	118	112
Private detectives	86	82	89	86
Plainclothes investigators	186	226	264	260
Truth examiners	66	65	68	67
Debt Management	37	37	43	42
Registrations on record:				
Athlete Agents		27	34	34
Civil Litigation Funding		5	7	7

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	179,556	161,237	216,964	190,885
Cash	121,803	119,304	76,585	162,780
Federal				
Revolving				
<b>Total</b>	301,359	280,541	293,549	353,665
Employees	4.13	4.10	3.96	4.95

**AGENCY 09 SECRETARY OF STATE  
PROGRAM 45 ELECTION ADMINISTRATION**

**PROGRAM OBJECTIVES**

- The Election Division of the Secretary of State's Office is responsible, with the assistance of local election officials, for the conduct of elections within the state. This includes overall responsibility for the registration of voters, candidate filings, ballot design and compilation of results as well as ensuring compliance with variance federal mandates, such as the Voting Rights Act, Americans with Disabilities Act (as it applies to polling places), the National Voter Registration Act and the recently passed (2003) Help America Vote Act (HAVA).
- Additional responsibilities include the processing of initiative and referenda petitions, and providing information and materials to the public on the various aspects of the election process.

**PROGRAM DESCRIPTION**

HAVA mandates included the creation of an interactive central voter registration database, providing disabled accessible voting equipment at each polling site, replacement or upgrades of other voting equipment as well as election official training and voter outreach.

The Office of the Secretary of State records the filings of candidates for state and national offices, and for directors of public power, irrigation, and reclamation districts. A composite abstract of votes for state and national elections is published for public information. Assistance is provided to county election commissioners in the administration of election laws.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Election filings	435	165	480	150
Training sessions	10	9	7	15
Officials attending	300	359	304	350
Voter registration forms	100,000	100,000	100,000	100,000
Petitions processed	0	5	3	3

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	0			
Cash	1,417,240	963,443	1,628,317	2,026,323
Cash – Aid	0	1,404	0	60,000
Federal	65,134	3,553	16,783	98,300
Federal – Aid	34,699	56,114	46,663	0
Revolving				
<b>Total</b>	1,482,374	968,400	1,645,100	2,184,623
<b>Employees</b>	5.51	5.18	5.16	8.90

**AGENCY 09 SECRETARY OF STATE  
PROGRAM 51 ENFORCEMENT OF STANDARDS--CORPORATIONS**

**PROGRAM OBJECTIVES**

- File corporate documents (foreign, domestic and non-profit).
- Collect and process corporation occupation taxes and biennial reports.
- File trade names, trademarks, service marks, limited partnerships (foreign & domestic), general partnerships, limited liability companies (foreign & domestic), limited liability partnerships and limited cooperative associations.
- Answer public inquiries on above and provide copies and certified copies of documents

**PROGRAM DESCRIPTION**

The Corporation Division maintains corporate documents and collects filing fees. Documents include articles of incorporation for domestic and non-profit corporations; certificates of limited partnerships; articles of organization for limited liability companies; certificates of authority for foreign corporations; applications for trademarks and trade names; and registration of corporate names. This information is available to the public. The division is responsible for collecting a biennial occupation tax from domestic and foreign corporations, a biennial fee from non-profit corporations, and limited liability companies, and dissolving delinquent entities.

**STATISTICS**

	<u>Actual</u> <u>2010-11</u>	<u>Actual</u> <u>2011-12</u>	<u>Estimated</u> <u>2012-13</u>
Limited Partnerships	42	41	42
Foreign Authority	1,149	1,178	1,188
Articles, Nonprofit & Domestic	2,448	2,240	2,200
Trade Names, Trade Marks, Service Marks	2,253	2,178	2,178
Professional Registrations	3,979	4,311	4,400
Change of Agents	6,543	6,368	6,543
Corporate Revival	1,233	1,776	1,400
Proof of Publication	7,660	8,368	7,900
LLC	5,593	6,237	6,400
LLC Revival	311	971	410
Other Filings	64,132	68,404	72,000
Corporations on Record:			
Domestic	38,733	40,328	40,300
Foreign	9,933	10,947	11,000
Non Profit	13,340	13,853	13,553
LLC's on Record:			
Domestic	32,001	38,175	38,338
Foreign	5,094	6,037	6,300

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	548,582	587,639	588,526	664,384
<b>Total</b>	548,582	587,639	588,526	664,384
Employees	8.23	7.26	7.96	8.20

**AGENCY 09 SECRETARY OF STATE  
PROGRAM 53 ENFORCEMENT OF STANDARDS--COLLECTION AGENCIES**

**PROGRAM OBJECTIVES**

---Investigate, regulate, and license collection agencies.

---Maintain records of proceedings and official acts of the Nebraska Collection Agency Administrator.

**PROGRAM DESCRIPTION**

The Nebraska Collection Agency Administrator regulates, licenses, and administers bonding requirements for collection agencies and solicitors. The Administrator receives and investigates applicants and complaints regarding collection agencies. The Secretary of State holds meetings and hearings prior to ruling on the revocation of a license or other disciplinary actions.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
New agency licenses	49	47	63	63
Licenses on record	398	415	432	445
Branch licenses on record	461	426	393	390

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	65,012	64,947	68,759	83,810
Federal				
Revolving				
<b>Total</b>	65,012	64,947	68,759	83,810
Employees	1.23	1.22	1.25	1.30

**AGENCY 09 SECRETARY OF STATE  
PROGRAM 86 ENFORCEMENT OF STANDARDS--RECORDS MANAGEMENT**

**PROGRAM OBJECTIVES**

- Provide standards, procedures, techniques and training to improve handling of government records.
- Establish and implement records retention and disposition schedules.
- Provide for the adequate preservation, storage and disposition of government records.
- Provide micrographics services and records center storage services to state agencies.
- Provide advice and assistance to state and local government agencies in establishing records management programs within those offices.

**PROGRAM DESCRIPTION**

The Records Management Act of 1961 provides the basis for the operations of this division. The Records Management staff assists government agencies in determining the administrative, fiscal and legal values of the records and coordinates historical records acquisitions with the State Historical Society. Records management programs are formulated for state agencies to facilitate policies for the creation, maintenance and disposition of the records of state government. Micrographics services and warehouse records storage are provided to state agencies. The staff assists local government agencies in the establishment of records management programs on a charge-back basis. As of June 1997, this program also administers the receipts and expenditures of the State Records Board related to Nebraska Interactive, LLC.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Documents microfilmed	1,442,334	1,195,190	1,219,991	1,200,000
Records stored (box-month)	812,712	906,238	866,259	816,000
Records destroyed (cu. ft.)	8,041	10,104	7,817	8,000
Documents scanned	5,211,243	4,830,291	4,981,054	5,000,000
Microfilm Lab Units produced	2,598	2,073	1,567	1,500

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	148,052	146,002	141,115	141,541
Cash	2,233,824	2,608,410	2,288,610	2,374,953
Federal				
Revolving	916,836	867,299	802,434	1,012,765
<b>Total</b>	3,298,712	3,621,711	3,232,159	3,529,259
<b>Employees</b>	13.42	13.85	13.13	14.85

**AGENCY 09 SECRETARY OF STATE  
PROGRAM 089 UNIFORM COMMERCIAL CODE CENTRAL FILING**

**PROGRAM OBJECTIVES**

- File and maintain uniform commercial code financing statements and related documents.
- Answer inquiries regarding the status of such filings.
- Perform EFS inquiries.
- Register and maintain Buyer Registration (EFS) lien lists.

**PROGRAM DESCRIPTION**

This office receives records and files Uniform Commercial Code (UCC) financing statements to make a public record of secured financial transactions between a debtor and a secured party. In addition to the initial filings, amendments, releases, confirmation assignments and terminations of financing statements are processed and filed. This office responds to inquiries from potential creditors and other interested parties regarding financing statements filed by existing creditors. This division has computer terminals in all 93 counties where UCC searches may be performed into the state's computer index. There are 253 registered buyers of agricultural products that were furnished 404 microfiche lists; 4 paper lists; and 960 listings on CD ROM.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
New documents filed (paper)	30,128	34,106	29,230	29,230
New documents filed (online)		59,170	61,053	61,053
Information requests (paper)	2,170	1,861	1,459	1,100
Information requests (online)		114,164	109,660	109,660
Copies	9,928	7,786	5,954	4,300
Image requests (online)		120,012	127,292	127,292

**BUDGET**

	<u>Expenditure 2007-08</u>	<u>Expenditure 2008-09</u>	<u>Expenditure 2009-10</u>	<u>Appropriation 2010-11</u>
General				
Cash	728,919	744,938	733,788	1,213,364
Federal				
Revolving				
<b>Total</b>	728,919	744,938	733,788	1,213,364
Employees	7.94	8.05	8.16	10.24

# **AGENCY 10 AUDITOR OF PUBLIC ACCOUNTS**

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**DIRECTOR:** Mike Foley  
 Capitol Building  
 Room 2303  
 471-2111

**LEGISLATIVE** Scott Danigole  
**FISCAL OFFICE:** 471-0055

**EXECUTIVE** Dave Spatz  
**BUDGET OFFICE:** 471-4179

## **AGENCY DESCRIPTION**

The State Constitution provides that the Auditor of Public Accounts is an executive officer of the state and shall be chosen at the general election for a term of four years. The Auditor examines, or causes to be examined, the books and records of state agencies including the audit of the Comprehensive Annual Financial Report, the Statewide Single audit, the University of Nebraska Financial Statement and A-133 audits. The Auditor performs annual audits of all county court offices. The Auditor performs audits of county offices, educational services units and federal grant awards for state agencies and political subdivisions under contractual agreements. The Auditor prescribes minimum audit standards applicable to state agency and political subdivision audits. The Auditor provides political subdivisions with budget forms and assists in their budget preparation. The Auditor registers political subdivision bonds. The Auditor's Office maintains a database of compiled political subdivision audits and budget information which is made available on the Internet.

Audit activities are performed in accordance with generally accepted auditing standards of the American Institute of Certified Public Accountants and Government Auditing Standards issued by the Comptroller General of the United States. Audit reports are the formal, written, and primary means of communicating the results of our audit efforts. To achieve the widest distribution of our audit efforts, the Auditor of Public Accounts posts copies of its audit reports to its Website at <http://www.auditors.state.ne.us>. An audit report and its supporting evidence are considered confidential until the report is officially released. Once released, the audit report becomes public information and is available to anyone upon request. The supporting evidence to the audit report remains confidential information.

The Auditor of Public Accounts is required to be reviewed by outside independent experts every three years for compliance with Government Auditing Standards. The most recent National State Auditors Association external quality review noted no impairments affecting the Auditor of Public Accounts Office independence in providing auditing and other attestation services. The complete report can be found on Auditor of Public Accounts website.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	2,440,330	2,254,407	2,209,915	2,184,391
Cash	998,388	1,058,090	1,226,953	1,334,552
Federal				
Revolving				
<b>Total Operations</b>	3,438,718	3,312,497	3,436,868	3,518,943
Employees	43.5	40.47	43.40	45.75

**AGENCY 10 AUDITOR OF PUBLIC ACCOUNTS  
PROGRAM 10 SALARY--STATE AUDITOR**

**PROGRAM OBJECTIVES**

---To provide compensation and benefits for the State Auditor as per state Statute 84-721.

**PROGRAM DESCRIPTION**

The Auditor of Public Accounts is a constitutionally created office. Commencing January 4, 2007, the State Auditor is paid an annual salary of \$85,000.

The State Auditor is elected for a four-year term.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	112,525	111,602	111,861	117,694
Cash				
Federal				
Revolving				
<b>Total</b>	112,525	111,602	111,861	117,694
Employees	1.0	1.0	1.0	1.0

**AGENCY 10 AUDITOR OF PUBLIC ACCOUNTS  
PROGRAM 506 STATE AUDITS**

**PROGRAM OBJECTIVES**

- To perform state financial and financial related audit duties as required by law.
- To establish and maintain a uniform accounting system for all counties, except Douglas, Sarpy and Lancaster.
- Conduct the Nebraska Comprehensive Annual Financial Statement audit.
- Conduct the University of Nebraska Financial Statement audit.
- To establish minimum standards for state and political subdivision audits and reports.
- To enforce the minimum standards applicable to all audit, financial, or accounting reports required to be filed with the Auditor by any political subdivision.
- To provide annual budget forms for political subdivisions of the state and to provide instructions to interested parties in completion of forms.
- To maintain a database of political subdivisions' budget and audit information.
- To register political subdivision bonds.
- To maintain a hotline for taxpayers to report possible government fraud, waste and abuse.

**PROGRAM DESCRIPTION**

Auditors perform financial and financial related audits of State agencies /programs on a regular rotational basis. Conduct the Nebraska Comprehensive Annual Financial Statement audit. Audit all 93 County Courts annually per Supreme Courts request. The Auditor provides a hotline for taxpayers to report waste, mismanagement or fraud. Auditors provide assistance to law enforcement for investigation. Register bonds as required. Provide adequate financial information of the Auditor's office. Maintain a website at: <http://www.auditors.state.ne.us>. Have a peer review conducted on the Auditor's office once every three years, the current report is available on our website.

The Auditor has established systematic procedures for the review of political subdivision reports submitted and updates the rules and regulations that the subdivisions must follow in submitting their audit reports. The Auditor develops and provides budget forms to political subdivisions and renders advice and assistance to subdivisions in their budget preparation. The Auditor updates and maintains a database of political subdivisions' budget and audit information, which is available to policymakers and the public via the Internet.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	2,327,805	2,142,805	2,098,053	2,066,697
Cash				
Federal				
Revolving				
<b>Total</b>	2,327,805	2,142,805	2,098,053	2,066,697
Employees	29.09	25.41	25.81	25.60

**AGENCY 10 AUDITOR OF PUBLIC ACCOUNTS  
PROGRAM 525 FEDERAL COOPERATIVE, COUNTY & ESU AUDITS**

**PROGRAM OBJECTIVES**

- To perform audits of federal-state grant awards made to political subdivisions.
- To perform the statewide single audits of federal funds expended by all State Agencies.
- To perform the University of Nebraska A-133 audit of federal funds expended.
- To perform audits of counties, educational service units, or other political subdivisions.
- To perform audits, attestations, or other reports under contract with political entities.
- To perform yearly audits of the Nebraska Lottery and Nebraska School Retirement divisions.

**PROGRAM DESCRIPTION**

Audits are made on the accounts and records of counties, educational service units and other political subdivisions. Through these audits, any violations of federal and state guidelines may be detected and corrective action implemented. The financial audits and financial related reports are performed under reimbursement basis and costs of the audit are recovered from the agencies or political subdivisions involved. Federal guidelines require an annual audit of State Colleges, University, and a Statewide Single Audit. The Federal portion of these audits is charged to entities and run through Program 525.

The following audits are required, by state statute, to be conducted on an annual basis from the Cash Fund Program 525; these audits are billed by actual/projected cost to the entity involved:

- Statute 9-809 - State Lottery Operation Cash Fund annual audit.
- Statute 9-811.01 - State Lottery Investigation Petty Cash Fund annual audit.
- Statute 23-1608 - County annual audit by contract.
- Statute 79-987 and Statute 79-909 School Employee Retirement System annual audit, payment of such from funds of the retirement system.
- Statute 79-1229 - Educational Service Units by contract.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	998,388	1,058,090	1,226,953	1,334,552
Federal				
Revolving				
<b>Total</b>	998,388	1,058,090	1,226,953	1,334,552
Employees	13.41	14.06	16.59	19.15

## **AGENCY 11 ATTORNEY GENERAL**

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**DIRECTOR:** Jon Bruning  
 Capitol Building  
 Room 2115  
 471-2682

**LEGISLATIVE** Scott Danigole  
**FISCAL OFFICE:** 471-0055

**EXECUTIVE** Joe Wilcox  
**BUDGET OFFICE:** 471-4178

### **AGENCY DESCRIPTION**

The Attorney General is Nebraska's chief legal representative and the head of the Department of Justice. The duties and authority of the office are derived from the State Constitution, statutory enactments and the common law.

The Office of the Attorney General consists of four bureaus each concentrating on a specific area of Law – Criminal, Civil Litigation, Public Protection and Legal Services. The Attorney General's Office operates under one program with a single goal prescribed in the Nebraska Constitution and related statutes. The agency is responsible for charge and control of all the legal business of all departments and bureaus of the state. The agency is also responsible for the representation of the state in all legal matters, both civil and criminal, where the state is named as a party or may have an interest in the outcome of the litigation or dispute.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	5,967,480	5,578,992	6,458,182	5,815,369
Cash	944,416	899,674	896,662	1,040,437
Federal	1,249,826	1,295,789	1,377,852	1,587,852
Revolving	1,006,270	1,006,883	1,048,231	1,217,816
<b>Total Operations</b>	9,054,020	8,781,338	9,780,927	9,661,474
Employees	95.87	93.75	96.70	99.35

**AGENCY 11 ATTORNEY GENERAL  
PROGRAM 11 SALARY OF THE ATTORNEY GENERAL**

**PROGRAM OBJECTIVES**

---To provide compensation for the Attorney General of the State of Nebraska.

**PROGRAM DESCRIPTION**

To provide for the salary and benefits of the Nebraska Attorney General, a position established by the Nebraska Constitution. Pursuant to Neb. Rev. Stat. 84-201.01, commencing January 4, 2007, the annual salary of the Attorney General is \$95,000.

The Attorney General directs the Department of Justice, which is responsible for the general control and supervision of all legal actions and proceeding in which the state may be a party or be interested. The Attorney General has charge and control of all legal business of state departments requiring the services of attorney or counsel to protect the interests of the State.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	124,039	123,116	123,375	129,913
Cash				
Federal				
Revolving				
<b>Total</b>	124,039	123,116	123,375	129,913
Employees	1	1	1	1

**AGENCY 11 ATTORNEY GENERAL  
PROGRAM 290 STATE SETTLEMENT FUNDS**

**PROGRAM OBJECTIVES**

- Administer settlement recoveries pursuant to the Consumer Protection Act.
- Receive payments on behalf of the State and administer those funds held in a trust capacity.
- Receive payments on behalf of the State and administer those funds held in a non-trust capacity for the benefit of the State or the general welfare of Nebraskans in accordance with the court ordered settlements or agreements.

**PROGRAM DESCRIPTION**

Program 290 includes the State Settlement Trust Fund and State Settlement Cash Fund. The two funds consist of all recoveries received pursuant to the Consumer Protection Act, except as otherwise provided by law.

The Consumer Protection Division enforces the state's consumer protection laws, as well as the antitrust statutes. It represents the State's and consumers' interests in approximately 60 multi-state investigations/litigation/working groups and a handful of state-level investigations. Furthermore, the Division oversees Charitable Trusts, Nonprofit Corporations and endowment funds. Nebraska has approximately 14,000 registered nonprofits for which it is responsible. Under the Uniform Trust Code, the Attorney General is considered a Qualified Beneficiary and shall be informed of general administrative matters as well as several specific requirements. Lastly, the Division fields approximately 800 calls each month from consumers and resolves approximately 4,000 complaints per year that result in over \$1.6 million annually in restitution back to our consumers.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	310,905	300,139	334,935	286,571
Federal				
Revolving				
<b>Total</b>	310,905	300,139	334,935	286,571
Employees	1.37	.58	.73	.75

**AGENCY 11 ATTORNEY GENERAL  
PROGRAM 496 INTERSTATE WATER LITIGATION**

**PROGRAM OBJECTIVES**

---Address water litigation issues affecting the state.

**PROGRAM DESCRIPTION**

The Attorney General’s Office is currently defending the sovereign interests of the State of Nebraska against allegations of non-compliance by the State of Kansas on the Republican River Compact. In May 2010, the State of Kansas filed a Motion for Leave to File Petition in the United States Supreme Court alleging that Nebraska overused her share of the Republican River water in 2005 and 2006. Kansas is seeking over \$72,000,000 in damages along with the shutdown of 325,000 acres of ground water irrigation in the basin. Trial was held in Portland, Maine, August 13-23, 2012, before the Special Master Appointed by the United States Supreme Court. The State of Colorado is also preparing to pursue a separate arbitration, pursuant to the Compact and the Final Settlement Stipulation, regarding Colorado’s \$70,000,000 augmentation program. These actions have required the hiring of multiple experts and substantial travel in the basin and between the three States.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 20010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	232,812	239,786	969,909	0
Cash				
Federal				
Revolving				
<b>Total</b>	232,812	239,786	969,909	0
Employees	0	0	0	0

**AGENCY 11 ATTORNEY GENERAL  
PROGRAM 507 INTERPRETATION AND APPLICATION OF LAW**

**PROGRAM OBJECTIVES**

- Uphold and defend the Constitution and laws of the State of Nebraska
- Vigorously prosecute murderers, drug dealers, child abusers and other criminals
- Promote stronger law enforcement and reform in criminal procedure and criminal law
- Assist local prosecutors in fighting illegal drugs and prosecuting child sexual abuse
- Prevent and prosecute consumer fraud and deceptive trade practices, and protect Nebraskans from fraudulent business activities and scams by educating consumers
- Uphold and protect the civil rights of all Nebraskans
- Defend Nebraska in disputes with other states over irrigation water and stream flows
- Enforce the civil regulatory laws of the state in multiple areas
- Pursue disciplinary actions against health care providers violating regulation or drug laws
- Provide professional legal representation in all civil proceedings on behalf of the State
- Reduce the time and resources expended by the State by defending claims by inmates
- Enforcement of Tobacco Master Settlement Agreement

**PROGRAM DESCRIPTION**

The Attorney General represents the state in all legal matters, both civil and criminal. At any given time, the office has more than 2000 active cases in areas as diverse as prosecution of child abusers and major drug dealers, environmental protection enforcement, tort claims, water law, death penalty appeals, eminent domain, state constitutional law, consumer protection, automobile accidents, discipline of healthcare professionals, and inmate litigation. The office is organized according to specialized areas of law and divided into the following four bureaus: Civil Litigation Bureau, Criminal Bureau, Legal Services Bureau, and Public Protection Bureau.

**CIVIL LITIGATION BUREAU**

Attorneys in the Civil Litigation Bureau (CLB) are the State's trial attorneys, and defend the State against most civil liability lawsuits including tort claims, workers' compensation suits, employment discrimination, employee grievance appeals, civil rights violations, and inmate litigation lawsuits. The CLB represents all State employees accused of negligence on the job, and any State agency, commission, or board if sued. Attorneys also provide legal counsel to State agencies, commissions, and boards in handling employee personnel matters and day-to-day legal affairs of State government. These attorneys have teamed with the Nebraska Workers' Compensation Court to enforce civil fines and penalties against employers who fail to provide workers' compensation insurance. The CLB provides legal support to the Nebraska Equal Opportunity Commission to enforce the Nebraska Fair Housing Act.

**CRIMINAL BUREAU**

The Criminal Bureau is responsible for both prosecutorial and appellate functions and includes:

- The *Child Protection Division* responds to requests for research, trial assistance, trial preparation, sentencing, and consultation with medical experts, child behavioral professionals, witnesses, family members and victims. The CPD also supervises, briefs, and argues child abuse appeals and related prosecutions in the Nebraska Supreme Court.
- The *Drug and Violent Crime Section* handles cases related to illegal drugs and domestic violence. Department of Justice prosecutors and investigators assist local prosecutors

**AGENCY 11 ATTORNEY GENERAL  
PROGRAM 507 INTERPRETATION AND APPLICATION OF LAW  
(CONT.)**

and the task forces covering a large geographic area. Prosecutors assist counties with large or complex cases, including homicides, major drug dealers and domestic violence.

- The *Criminal Appellate Division* manages the criminal appeals processed by the Attorney General's Office. Attorneys regularly appear for the State in the Nebraska Court of Appeals, the Nebraska Supreme Court and the Eighth Circuit Court of Appeals.

**LEGAL SERVICES BUREAU**

The Legal Services Bureau is made up of three separate sections – Legal Services, Roads, and Agriculture, Environment and Natural Resources.

The Legal Services Section provides legal advice and legal services to over 104 different state agencies, boards, commissions, departments and officers. In addition, Legal Services Section attorneys handle a significant amount of civil litigation involving administrative appeals, state agency defense, probate, election law, escheat, and constitutional litigation, along with Open Meetings/Public Records enforcement. The Legal Services Section researches and drafts the bulk of the attorney general's opinions for review by the attorney general, and also reviews agency rules and regulations for statutory authority and constitutionality.

The Roads Section of the Legal Services Bureau provides in-house counsel for the Department of Roads and represents that agency in litigation.

The Agriculture, Environment and Natural Resources Section represents the state agencies focused in that area, and litigates matters involving water law and environmental enforcement. In addition to its work for state agencies, the Legal Services Bureau also provides legal services and information to county attorneys and other local public officials. During 2011, those activities involved local officials from 42 different Nebraska counties. The Bureau also reviewed Open Meetings/Public Records matters from 51 different Nebraska counties during that same time period.

The Attorney General's Office is currently defending the sovereign interests of the State of Nebraska against allegations of non-compliance by the State of Kansas on the Republican River Compact. In May 2010, the State of Kansas filed a Motion for Leave to File Petition in the United States Supreme Court alleging that Nebraska overused her share of the Republican River water in 2005 and 2006. Kansas is seeking over \$72,000,000 in damages along with the shutdown of 325,000 acres of ground water irrigation in the basin. Trial was held in Portland, Maine, August 13 -23 2012, before the Special Master Appointed by the United States Supreme Court. The State of Colorado is also preparing to pursue a separate arbitration, pursuant to the Compact and the Final Settlement Stipulation, regarding Colorado's \$70,000,000 augmentation program. These actions have required the hiring of multiple experts and substantial travel in the basin and between the three States.

**PUBLIC PROTECTION BUREAU**

The Public Protection Bureau enforces regulatory laws many areas including the following:

- The Consumer Protection Division enforces the state's consumer protection laws, as well as the antitrust statutes. It represents the State's and consumers' interests in approximately 60 multistate investigations/litigation/working groups and a handful of state-level investigations. Furthermore, the Division oversees Charitable Trusts, Nonprofit Corporations and endowment funds. Nebraska has approximately 14,000

**AGENCY 11 ATTORNEY GENERAL  
PROGRAM 507 INTERPRETATION AND APPLICATION OF LAW  
(CONT.)**

registered nonprofits for which it is responsible. Under the Uniform Trust Code, the Attorney General is considered a Qualified Beneficiary and shall be informed of general administrative matters as well as several specific requirements. Lastly, the Division fields approximately 800 calls each month from consumers and resolves approximately 4,000 complaints/year that result in over \$1.6 million annually in restitution back to our consumers.

- The Professional Regulation and Licensing Section represents the State in all disciplinary actions and appeals against licensed health professionals and subsequent appeals. The Section also initiates litigation against individuals unlawfully engaged in health professions without a license.
- The Medicaid Fraud Patient Abuse Unit investigates and prosecutes fraudulent claims, patient abuse and neglect. Providers found guilty may be subject to civil and criminal penalties.
- The Public Protection Bureau files actions against individuals who fail to call the Digger's Hotline prior to excavation or otherwise violate provisions of the One-Call Act.
- The Tobacco Enforcement Unit monitors compliance with the economic provisions of the Master Settlement Agreement (MSA). The Unit enforces the MSA and Smokeless Tobacco Settlement Agreement provisions restricting advertising, marketing and lobbying. The Unit also enforces statutory requirements on nonparticipating tobacco product manufacturers and defends Nebraska statutes and the MSA against court challenges.

<b><u>BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	5,510,558	5,216,090	5,364,898	5,685,456
Cash	633,510	644,277	564,739	753,866
Federal	1,249,826	1,295,789	1,377,852	1,587,852
Revolving	1,006,270	1,006,883	1,048,231	1,217,816
<b>Total</b>	8,346,163	8,163,039	8,355,720	9,244,990
Employees	93.50	92.17	94.97	97.60

## AGENCY 12 STATE TREASURER

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**DIRECTOR:** Don Stenberg  
 Capitol Building  
 Room 2005  
 471-2455

**LEGISLATIVE  
 FISCAL OFFICE:** Scott Danigole  
 471-0055

**EXECUTIVE  
 BUDGET OFFICE:** Lyn Heaton  
 471-4181

### **AGENCY DESCRIPTION**

The State Treasurer as a constitutional officer is elected to a term of four years and can be re-elected for a second consecutive term. The State Treasurer receives and keeps all money of the State as designated by law. The Treasurer disburses these funds by electronic means or by warrants lawfully drawn upon the State Treasury. The Treasurer keeps a comprehensive account of all money received and disbursed. The Treasurer determines all banking relationships for the State and selects a custodial bank for custody of all securities purchased. The primary functions of the agency include cash management, ensuring only lawfully drawn warrants are paid; the administration of the Unclaimed Property Act; the Nebraska College Savings Plan; the Long-Term Care Savings Plan; and overseeing the Nebraska Child Support Payment Center.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
<b>OPERATIONS:</b>				
General	1,487,912	1,538,633	1,228,760	1,389,129
Cash	1,823,048	1,601,332	1,429,571	1,609,639
Federal	1,949,297	1,833,681	1,580,064	1,775,680
Revolving				
<b>Total Operations</b>	5,260,257	4,973,646	4,238,395	4,774,448
<b>STATE AID:</b>				
General	17,828,421	17,023,857	0	0
Cash	6,683,933	6,046,299	4,386,037	3,350,000
Federal				
<b>Total State Aid</b>	24,512,354	23,070,156	4,386,037	3,350,000
<b>TOTAL FUNDS:</b>				
General	19,316,333	18,562,490	1,228,760	1,389,129
Cash	8,506,981	7,647,631	5,815,608	4,959,639
Federal	1,949,297	1,833,681	1,580,064	1,775,680
Revolving	0	0	0	0
<b>Total Budget</b>	29,772,611	28,043,802	8,624,432	8,124,448
Employees	49.99	46.05	44.56	48.31

**AGENCY 12 STATE TREASURER  
PROGRAM 12 CONSTITUTIONAL OFFICER'S SALARY**

**PROGRAM OBJECTIVES**

---To provide compensation for the State Treasurer.

**PROGRAM DESCRIPTION**

In addition to administering the operations of the State Treasurer's Office, the Treasurer is a member of the State of Nebraska Investment Council, the Board of State Canvassers, the State Records Board, and the Quality Jobs Board. As of January 4, 2007, the State Treasurer is paid an annual salary of \$85,000, which is set by statute.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	115,735	107,194	114,316	120,018
Cash				
Federal				
Revolving				
<b>Total</b>	115,735	107,194	114,316	120,018
Employees	1.0	1.0	1.0	1.0

**AGENCY 12 STATE TREASURER  
PROGRAM 24 STATE DISBURSEMENT UNIT**

**PROGRAM OBJECTIVES**

The State of Nebraska has transitioned the receipt, distribution and disbursement of child support from a local County Clerk of the District Court operation into a centralized operation at the State level. The Department of Health and Human Services (DHHS) is responsible for the distribution function and has a customer service center located in Wausa, Nebraska that responds to all questions regarding child support, except those related to receipting and disbursement, which are handled by the Treasurer's Office. Over 100,000 receipts are processed monthly.

The State Disbursement Unit (SDU) is charged with the responsibility to: receipt and identify incoming payments from the non-custodial parents; report this to DHHS; disburse payments to custodial parents; provide customer service on payment and disbursement related questions; recover on bank return items and overpayments; develop and present outreach materials, individualized seminars and workshops to inform and educate customers of SDU program requirements and customer responsibilities.

Measures to be met include; to process and transmit at least 99.9% of all receipt information (other than that which requires research) electronically to the CHARTS (Children Have A Right To Support) system the same day it is received; to disburse support monies by either check, ACH to a checking or savings account, ACH to an Electronic Payment Card, or by check as specified by payees within two business days after receipt of the original collection; to answer all customer calls prior to the 4<sup>th</sup> ring with no caller on hold for more than one minute; and to develop and conduct ongoing efforts to encourage employers to submit payments via EFT or electronically via tape, diskette, EDI or Internet.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>
# of payments received	1,483,868	1,486,397	1,517,767
\$ Amount received	\$274,400,000	\$287,837,100	\$292,206,512
% received electronically	65%	69.25%	71.90%
% received by paper	35%	30.75%	28.10%
# of payments disbursed	1,332,638	1,362,598	1,387,684
\$ Amount disbursed	\$279,200,000	\$287,695,573	\$296,905,255
% disbursed electronically	97%	97%	97%
% disbursed as warrants	3%	3%	3%

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	1,305,105	1,372,057	1,057,373	1,184,020
Cash				47,500
Federal	1,949,297	1,833,681	1,580,064	1,775,680
Revolving				
<b>Total</b>	3,251,598	3,205,738	2,637,437	3,007,200

Employees	31.22	27.79	26.00	30.25
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**AGENCY 12 STATE TREASURER  
PROGRAM 117 MUTUAL FINANCE ASSISTANCE ACT**

**PROGRAM OBJECTIVES**

---To distribute aid to mutual finance organizations as directed by Neb. Rev. Stat. § 35-1206 and 35-1207.

**PROGRAM DESCRIPTION**

Pursuant to Neb. Rev. Stat. § 35-1206 and 35-1207, funds are to be distributed to Mutual Finance Organizations (MFOs) and Rural Fire Protection Districts (RFPDs) based on assumed rural populations as calculated by the State Treasurer. Payments are to be made in two equal installments on November 1<sup>st</sup> and May 1<sup>st</sup> of each year.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	3,642,630	3,650,000	3,350,000	3,350,000
Federal				
Revolving				
<b>Total</b>	3,642,630	3,650,000	3,350,000	3,350,000
Employees	0	0	0	0

**AGENCY 12 STATE TREASURER  
PROGRAM 119 AID TO NATURAL RESOURCE DISTRICTS**

**PROGRAM OBJECTIVES**

---To distribute aid to natural resource districts as reimbursement for revenue losses due to personal property tax exemptions.

**PROGRAM DESCRIPTION**

Pursuant to Neb. Rev. Stat. §77-27,137.02, funds are to be distributed to natural resource districts (NRDs) based on the amount of property taxes levied in a specific NRD relative to total property taxes levied in all NRD's. Payments are to be made in seven monthly installments starting in December of each year.

This program was repealed by LB 383, SS 9 Laws 2011.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	1,503,939	1,436,069		
Cash				
Federal				
Revolving				
<b>Total</b>	1,503,939	1,436,069	0	0
Employees	0	0	0	0

**AGENCY 12 STATE TREASURER  
PROGRAM 120 AID TO MUNICIPALITIES**

**PROGRAM OBJECTIVES**

---To distribute aid to incorporated municipalities as reimbursement for revenue losses due to personal property tax exemptions as provided by the Legislature.

**PROGRAM DESCRIPTION**

Pursuant to Neb. Rev. Stat. §77-27,137.01, funds are to be distributed to each qualified incorporated municipality based on the population of the municipality relative to the population of all incorporated municipalities. Payments are made in seven installments starting in December of each year.

This program was repealed by LB 383, SS 9 Laws 2011.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	11,482,763	10,964,566		
Cash				
Federal				
Revolving				
<b>Total</b>	11,482,763	10,964,566	0	0
Employees	0	0	0	0

**AGENCY 12 STATE TREASURER  
PROGRAM 149 AID TO COUNTIES**

**PROGRAM OBJECTIVES**

---To distribute aid to counties as reimbursement for revenue losses due to personal property tax exemptions.

**PROGRAM DESCRIPTION**

Pursuant to Neb. Rev. Stat. §77-27,137, funds are to be distributed to each county based on the amount of property tax levied in a county for county purposes, relative to property taxes levied in all counties for county purposes. Payments are made in seven installments starting in December of each year.

This program was repealed by LB 383, SS 9 Laws 2011 and merged with a new program at the Department of Revenue, as of July 1, 2011.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	4,841,719	4,623,222		
Cash				
Federal				
Revolving				
<b>Total</b>	4,841,719	4,623,222	0	0
Employees	0	0	0	0

**AGENCY 12 STATE TREASURER  
PROGRAM 503 TREASURY MANAGEMENT**

**PROGRAM OBJECTIVES**

- Provide for the safekeeping of the State's assets (cash and securities).
- Increase data security of financial transactions.
- Fulfill the fiduciary responsibilities of the office.
- Continually increase the use of electronic means for the State's receipts and disbursements.
- Implement procedures to increase the use of image technologies.
- Prepare legislative transfers and calculate State Aid payments.
- Continually improve cash management processes and procedures.
- To participate in or host outreach events to educate state agencies, cities, counties and other political subdivisions regarding banking service contracts and updates on banking regulations and rules.

**PROGRAM DESCRIPTION**

The Treasury Management Program is the primary cash management function of the agency and performs banking functions for the State in the most efficient and cost effective manner possible. Treasury Management coordinates services under all State banking contracts for State agencies. Receipts are collected from various departments of state government, deposited locally and concentrated for investment purposes into a single custodial bank. State warrants are cleared through two major national banks and presented for settlement to the State Treasurer utilizing compensating deposit accounts via a reverse positive pay process. Interest income is being maximized by increasing the amount of money available for investment through enhanced cash management procedures and by increasing electronic movement of money. The State Treasurer's Office is on-line with four major national bank deposit relationships. This capability provides additional real-time financial information, thereby allowing the Treasurer to make investment decisions throughout the day. Treasury staff, on behalf of state agencies, also electronically represents insufficient fund checks utilizing the ACH network. Treasury staff manages the funds remitted from four different offices in each of the 93 counties to the State via a monthly remittance document process. Treasury Management works with the OCIO to coordinate annual data security compliance for the agencies accepting credit card payments. Treasury staff also works with agencies to set up and implement ecommerce solutions.

**STATISTICS**

	<u>Actual FY 2009-2010</u>	<u>Actual FY 2010-2011</u>	<u>Actual FY 2011-2012</u>
# of Electronic Transactions	2,485,161	2,773,411	3,022,238
# of Warrants Paid	975,199	837,661	824,083
# of Checks Encoded	1,460,127	1,388,721	1,307,825
# of Stored Value Card (SVC) Transactions* (prepaid debit cards)	1,164,935	1,111,206	1,019,667
\$ loaded to SVC's	\$231,595,599	\$207,444,719	\$194,935,383
# of State Programs utilizing SVC	7	8	9
\$ Cost savings of SVC program to State**	\$675,662	\$644,499	\$591,406
# of NSF checks collected for state agencies	133	328	125
# Legislative Transfers completed	289	186	378

\*SVC program use has increased, however, extended unemployment benefits have expired, resulting in fewer dollars and transactions on SVC since Fiscal year 2009-2010.

\*\*The estimated amount saved by these programs reflects the cost savings of paying by ACH (direct deposit) compared to the printing and mailing of state warrants. There is an approximate \$0.58+ savings per ACH payment (direct deposit) sent compared to a state warrant issued.

	<u>Calendar Year 2010</u>	<u>Calendar Year 2011</u>
\$ Processed under State Treasury Credit Card Contract	\$334,197,882	\$359,391,729

**AGENCY 12 STATE TREASURER  
PROGRAM 503 TREASURY MANAGEMENT (continued)**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	634,602	600,025	609,350	664,659
Federal				
Revolving				
<b>Total</b>	634,602	600,025	609,350	664,659
Employees	8.44	8.68	8.73	8.83

**AGENCY 12 STATE TREASURER  
PROGRAM 505 EDUCATION SAVINGS PLAN**

**PROGRAM OBJECTIVES**

The Nebraska College Savings Program became effective on January 1, 2001. The Program allows citizens inside and outside the State of Nebraska to contribute to an investment account for their child's / grandchild's education. The earnings on the investment are tax deferred at both the state and federal level, and if the funds are used for a qualified education expense, they come out tax-free at the state and federal level. Nebraska taxpayers receive an income tax deduction up to \$5,000 each year a contribution is made.

The Nebraska State Treasurer is the Trustee of the Nebraska Educational Savings Plan Trust which includes four plans, each serving as a distribution channel for Nebraska:

- The NEST Direct College Savings Plan
- The NEST Advisor College Savings Plan
- The TD Ameritrade 529 College Savings Plan
- The State Farm College Savings Plan

The State Treasurer has entered into a Program Management Agreement with First National Bank of Omaha that began on December 18, 2010, for administrative and marketing services related to the program. The Nebraska Investment Council oversees the overall investment structures of the plans within the Trust.

<b><u>STATISTICS</u></b>	<u>Actual Fiscal Year Ending June 30, 2010</u>	<u>Actual Fiscal Year Ending June 30, 2011</u>	<u>Actual Fiscal Year Ending June 30, 2012</u>
Fair Value Balance	\$2,047,922,734	\$2,568,608,675	\$2,682,719,985
Contributions	\$282,243,650	\$298,683,253	\$293,246,475
Total Accounts	180,258	188,046	193,961

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	589,370	393,940	219,367	277,286
Federal				
Revolving				
<b>Total</b>	589,370	393,940	219,367	277,286
Employees	1.06	.94	1.24	1.33

**AGENCY 12 STATE TREASURER  
PROGRAM 512 UNCLAIMED PROPERTY**

**PROGRAM OBJECTIVES**

- Collect and receive unclaimed or abandoned tangible or intangible property.
- Provide safekeeping and processing of assets in the custody of the office.
- Make a concentrated effort to return misplaced assets to the rightful owner or heirs.
- Educate holders and the public about the program.

**PROGRAM DESCRIPTION**

This program has three functions:

1. Reporting and remittance by holders of abandoned property
2. Claims by owners or heirs of abandoned property
3. Education through compliance activities

By law, firms holding assets on behalf of owners, which are dormant or inactive for a period of five years, are required to report these holdings and remit the assets to the Unclaimed Property Division. Upon receipt of unclaimed property, the State Treasurer makes a concerted effort to locate the rightful owner. This is accomplished by mailings to the last known address, advertising names of owners in local newspapers and cable access channels, matching with drivers' license files and other data bases, providing county and city treasurers a listing of unclaimed property for their county, and through independent research. Claim forms are provided to individuals to substantiate their claims as rightful owners. Unclaimed assets are transferred to the Permanent School Fund, and the interest is distributed for support of the local school system. Tangible assets are liquidated at public auction. Administrative expenses of the program are charged to the Unclaimed Property Cash Fund.

**STATISTICS**

	Fiscal year <u>2009-2010</u>	Fiscal year <u>2010-2011</u>	Fiscal year <u>2011-2012</u>
Unclaimed property received	\$16,483,253	\$19,712,488	\$16,944,037
# of claims processed	20,677	14,271	13,611
Unclaimed property paid	\$14,502,148	\$9,077,741	\$10,316,816
Transfers to the Permanent School Fund	\$1,506,247	\$6,526,787	\$12,427,145

**STATISTICS**

	Actual <u>2009-2010</u>	Actual <u>2010-2011</u>	Actual <u>2011-2012</u>	Estimated <u>2012-2013</u>
General				
Cash	599,076	307,366	600,855	620,194
Federal				
Revolving				
<b>Total</b>	599,076	307,366	600,855	620,194
Employees	7.73	7.25	7.35	6.59

**AGENCY 12 STATE TREASURER  
PROGRAM 659 LONG-TERM CARE SAVINGS PROGRAM**

**PROGRAM OBJECTIVES**

- Continue to improve access by recruiting additional participating financial institutions.
- Inform Nebraskans about the tax benefits of the plan and continue to serve as a public resource

**PROGRAM DESCRIPTION**

The Long-Term Care Savings Plan is a savings account offered through individual financial institutions in Nebraska. The plan allows participants to deduct \$1,000 from their individual income-tax return or \$2,000 for a joint return. All monies deposited in the accounts are designated to be used on qualified long-term care expenses.

**STATISTICS**

Actual  
As of 12-31-2011

Number of Accounts:	423
Total Dollars on deposit:	\$629,639
Participating Institutions:	18

**BUDGET**

	Expenditure 2009-10	Expenditure 2010-11	Expenditure 2011-12	Appropriation 2012-13
General	67,072	59,383	57,070	85,091
Cash				
Federal				
Revolving				
<b>Total</b>	67,072	59,383	57,070	85,091
Employees	.54	.39	.24	.31

## AGENCY 13 STATE DEPARTMENT OF EDUCATION

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**COMMISSIONER:** Roger Breed  
Sixth Floor  
State Office Building  
471-2295

**LEGISLATIVE** Sandy Sostad  
**FISCAL OFFICE:** 471-0054  
**EXECUTIVE** Matt Eash  
**BUDGET OFFICE:** 471-4175

**AGENCY DESCRIPTION** - The State Department of Education, a constitutional agency since 1875, is administered by the Commissioner of Education, who is appointed by the publicly elected State Board of Education. The State Board is the policy-forming, planning, and evaluative body for the state pre-K-12 system. Pursuant to the Board's direction, the State Department of Education provides educational leadership, services and supervision to public education entities from pre-kindergarten through the 12th grade. Within this context, the Department administers many state and federal programs for the benefit of the state's pre-K-12 education system. The Department also administers several adult education and education related programs such as Teacher Education Program Approval, Private Post-Secondary Career Schools and Veterans' Education. The Department contracts with ESU #4 to administer the Nebraska Center for the Education of Children Who Are Blind or Visually Impaired in Nebraska City. It also contracts with providers for four regional programs to serve deaf and hard of hearing children. The Federal Vocational Rehabilitation and Social Security Disability Determinations programs are administered by the department. Lottery proceeds are allocated to the department for various programs and to schools and educational service units for distance education equipment and incentives and a teacher loan forgiveness program through the Education Innovation Fund.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	15,730,553	16,983,849	15,114,283	16,184,774
Cash	1,528,722	964,809	1,954,057	2,961,458
Federal	41,099,147	40,699,325	41,180,869	46,339,655
Revolving	37,021	27,169	161,027	204,728
<b>Total Operations</b>	<b>58,395,443</b>	<b>58,675,152</b>	<b>58,410,236</b>	<b>65,690,615</b>
<b>STATE AID:</b>				
General	1,035,750,730	1,002,796,889	1,008,969,802	1,049,348,167
Cash	4,937,536	5,028,364	8,020,375	11,382,531
Federal	369,541,731	489,237,391	383,683,509	298,869,311
<b>Total State Aid</b>	<b>1,410,229,997</b>	<b>1,497,062,644</b>	<b>1,400,673,686</b>	<b>1,359,600,009</b>
<b>TOTAL FUNDS:</b>				
General	1,051,481,283	1,019,780,738	1,024,084,085	1,065,532,941
Cash	6,466,258	5,993,173	9,974,432	14,343,989
Federal	410,640,878	529,936,716	424,864,378	345,208,966
Revolving	37,021	27,169	161,027	204,728
<b>Total Budget</b>	<b>1,468,625,440</b>	<b>1,555,737,796</b>	<b>1,459,083,922</b>	<b>1,425,290,624</b>
Employees	504.47	502.20	494.50	537.45

**AGENCY 13 DEPARTMENT OF EDUCATION  
PROGRAM 25 DEPARTMENTAL ADMINISTRATION/OPERATIONS**

**PROGRAM OBJECTIVES**

- To provide leadership and support services for the department and the public school system.
- To provide policy guidance to public schools to meet constitutional, legislative and federal mandates for an education system which has quality programs, equity of opportunity and accountability.
- To effectively and efficiently administer federal education programs.

**PROGRAM DESCRIPTION**

The Commissioner of Education and the departmental staff provide assistance and support in the administration and implementation of State Board of Education policies. This program contains activities of the department, which primarily address educational leadership, policy setting, technical assistance, program administration, and agency support. Activities within this program include the State Board of Education, the Commissioner's Office and school improvement activities of curriculum/instruction, accreditation, and staff development/instructional strategies. Also included are activities addressing early childhood, special education, educational technology, teacher certification, adult education, school finance and organization, and all agency support functions.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Public School Districts	253	251	249	249
Students (Public & Non-Public)	334,375	336,181	339,455	342,034
Teachers FTE (Public & Non-Public)	24,827	24,703	24,793	24,776
Teacher Certificate Applications	10,673	10,668	10,753	10,700
Adult Basic Ed. Students Served	10,748	10,331	9,481	9,500
GED's Earned	2,206	2,276	2,059	2,400
# of ABE Class Sites	196	156	157	150
# of AE Classes	NA	458	349	340

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	10,363,654	10,978,207	10,122,619	9,849,802
Cash	789,042	774,721	795,247	1,482,205
Federal	19,081,144	18,832,744	18,712,700	22,115,955
Revolving	37,021	27,169	161,027	204,728
<b>Total</b>	30,270,861	30,612,841	29,791,593	33,652,690
Employees	227.01	226.65	212.51	216.38

**AGENCY 13 DEPARTMENT OF EDUCATION  
PROGRAMS 25/158 EDUCATION AID**

**PROGRAM OBJECTIVES**

- To provide state aid to schools pursuant to the Tax Equity and Educational Opportunities Support Act.
- To distribute state aid for the Textbook Loan program, Early Childhood Education programs, High Ability Learners, Learning Communities, and School Breakfast, School Lunch and Summer School Food Service.
- To reimburse approved costs for special education programs, transportation and residential care for eligible children with disabilities.
- To distribute state aid from funds generated by School Lands/Permanent School Fund under the State Apportionment Program.
- To provide state aid to educational service units for core services, technology infrastructure and distance education.
- To provide funding for the operation of adult basic education centers and testing centers.
- To distribute vocational education federal aid to schools and teacher education institutions.
- To reimburse schools for vocational training provided to students eligible for the Job Training Partnership Act (JTPA).
- To distribute funds from the National School Lunch Act and the Child and Adult Care Feeding programs.
- To provide cash fund grants from the interest earned on an endowment to early education programs for at-risk children, birth to age three.
- To provide funding to public schools for specific federal categorical programs.
- To administer a Tuition Recovery Program for private postsecondary institutions.

**PROGRAM DESCRIPTION**

General fund aid is distributed to public school districts pursuant to a formula in the Tax Equity and Educational Opportunities Services Act (TEEOSA). Beginning in 1998-99, state aid is allocated to schools for high ability learner programs (shifted to lottery in FY12) and educational service units receive state funds for core services. Beginning in 1999-00, ESU's also receive aid for technology infrastructure. Revenue generated from the permanent school land trust is distributed to all public school districts on a per pupil basis as state apportionment.

State and federal funds are distributed to school districts for the approved costs of special education programs and transportation for school-age and preschool-age children with disabilities. State funds are used for approved costs of residential services for children with disabilities. State aid is allocated to fund a textbook loan program for private school students. State and federal funds support a number of early childhood care and education and parent education programs in schools and agencies. (State aid for early childhood grants is shifted to lottery funding in FY12 and FY13).

Beginning in 2006-07, ESU's receive aid for distance education. Aid for learning communities is allocated beginning in 2008-09.

**AGENCY 13 DEPARTMENT OF EDUCATION  
PROGRAM 25/158 EDUCATION AID, CONT'D.**

Federal aid funds are used to establish and maintain adult basic education programs around the state. General Educational Development (GED) testing centers are maintained at sites through funding by state and local education agencies. Federal aid is also provided to secondary, post-secondary and teacher education institutions for vocational education programs. Schools and agencies providing vocational training to JTPA students are reimbursed with federal funds.

State funds are provided to match federal funds that are distributed to schools and institutions participating in child nutrition programs such as the National School Lunch program. Beginning in 2000-01, state funds are provided to pay \$.05 for every breakfast served in the School Lunch Breakfast Program. General Fund aid for Summer School Food Service Programs is provided beginning in FY13. Federal Title I funds are allocated to public and private schools based on a per pupil formula weighted to provide additional funds to schools with disabled and educationally disadvantaged children. Other federal categorical aid is also distributed to schools and educational agencies.

Cash funds in this program are for incentives for school districts which consolidate (See Prog. 161). Other cash funds are received from private postsecondary schools for a tuition recovery program and to administer the Private Postsecondary Career School Act. Beginning in 2006-07, interest from an Early Childhood Education Endowment is deposited in a cash fund to provide grants to programs serving at-risk children from birth to age three.

**STATISTICS**

	<u>Actual</u>	<u>Actual</u>	<u>Actual</u>	<u>Estimated</u>
	<u>2009-2010</u>	<u>2010-2011</u>	<u>2011-2012</u>	<u>2012-2013</u>
State Aid (TEEOSA)	\$910,628,909*	995,286,143**	805,969,363***	838,578,762
High Ability Learners	\$2,336,921	2,175,673	0****	0****
ESU Aid	\$15,589,270	14,485,680	13,671,396	13,761,396
Special Education-General	\$184,893,842	184,893,842	185,893,842	193,893,842
Special Education-Federal	\$88,005,933	126,103,948	79,344,886	67,634,208
Title I	\$63,262,241	57,274,812	61,196,009	68,088,579
Child Nutrition-General	\$827,631	830,315	843,959	973,040
Child Nutrition-Federal	\$96,994,539	100,658,577	114,050,316	112,250,000

\*Includes \$93,668,750 of federal State Stabilization Funds

\*\*Includes \$140,287,175 of federal State Stabilization Funds & \$58,167,075 of federal Education Jobs Funds

\*\*\*Includes \$1,097,838 of federal Education Jobs Funds

\*\*\*\*Moved to lottery funding

**BUDGET**

	<u>Expenditure</u>	<u>Expenditure</u>	<u>Expenditure</u>	<u>Appropriation</u>
	<u>2009-10</u>	<u>2010-11</u>	<u>2011-12</u>	<u>2012-13</u>
General	1,032,622,237	1,000,466,429	1,005,910,726	1,047,348,167
Cash	1,374,561	1,921,835	1,923,136	3,453,896
Federal	360,541,591	480,840,413	376,207,897	290,889,138
Revolving	0	0	0	0
<b>Total</b>	1,394,538,389	1,483,228,677	1,384,041,759	1,341,691,201
Employees	0	0	0	0

**AGENCY 13 DEPARTMENT OF EDUCATION  
PROGRAM 161 EDUCATION INNOVATION/OPERATIONS**

**PROGRAM OBJECTIVES**

---To provide lottery generated cash funds to enhance public education.

**PROGRAM DESCRIPTION**

Prior to 2011-12, the operating funds in this program were used for administration of distance education equipment grants, distance education incentives and the Excellence in Teaching Act. The Legislature expanded the usage of lottery funds from the Education Innovation Fund beginning in FY12 due to state budget difficulties. Several administrative programs that had been funded by general funds were moved to lottery funding beginning in FY12: certification investigations; multicultural education; and, the center for student leadership and extended learning.

New activities initiated with lottery funds include a military child compact in FY13 and student information system funding beginning in FY12. Funding is provided for an ACT Pilot program in FY13 and FY14 and for bridge programs in FY13 – FY16.

Lottery funds were also used in lieu of general funds for two aid programs: high ability learner aid on an on-going basis, and early childhood education grants in FY12 and FY13.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
# of teachers receiving loan forgiveness grants	397	452	55	38
Distance learning equip. grants	56	11	24	100
Equipment grants distributed	\$1,203,493	304,096	188,879	284,911
Distance learning incentives (DEU's*)	1,107	167	177	193

\*DEU's = Distance Education Unit (equal to one semester high school course)

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	85,446	87,858	1,028,132	1,088,624
Federal				
Revolving				
<b>Total</b>	85,446	87,858	1,028,132	1,088,624
Employees	1.10	1.42	9.33	9.57

**AGENCY 13 DEPARTMENT OF EDUCATION  
PROGRAM 161 EDUCATION INNOVATION/AID**

**PROGRAM OBJECTIVES**

- To provide incentives to districts that consolidate.
- To reimburse schools and educational service units for distance education equipment upgrades and provide incentives for the use of distance education.
- To provide a loan forgiveness program to students who teach in Nebraska after graduation.

**PROGRAM DESCRIPTION**

The Excellence in Teaching Act, a teacher loan forgiveness program, is funded with lottery proceeds from the Education Innovation Fund beginning in 2006-07. The act and subsequent revisions to the act have statutory appropriations of \$1 million in FY10 & FY11, \$225,000 in FY12, \$45,000 in FY13 and \$1 million in FY14, FY15 and FY16. Lottery funds in the amount of \$656,912 are also available for consolidation incentives in FY10 and FY11 (see Prog. 25).

Beginning in 2007-08, lottery revenue is provided to school districts and educational service units to reimburse each high school or ESU up to \$20,000 for equipment used in distance education. Lottery funds are also allocated for distance education incentives based upon courses provided.

The Legislature expanded the usage of the proceeds of the Education Innovation Fund beginning in FY13 due to state budget difficulties. Lottery funds are used for two aid programs: high ability learner aid on an on-going basis, and early childhood education grants in FY12 and FY13.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
# of teachers receiving loan forgiveness grants	397	452	55	38
Distance learning equipment grants	56	11	24	100
Equipment grant amounts distributed	\$1,203,493	304,096	188,879	284,911
Distance learning incentives (DEU's*)	1,107	167	177	193

\*DEU's = Distance Education Unit (equal to one semester high school course)

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	3,335,003	3,047,593	5,898,004	7,928,635
Federal				
Revolving				
<b>Total</b>	3,335,003	3,047,593	5,898,004	7,928,635
Employees	0	0	0	0

**AGENCY 13 DEPARTMENT OF EDUCATION  
PROGRAM 351 VOCATIONAL REHABILITATION/OPERATIONS**

**PROGRAM OBJECTIVES**

- To enable eligible persons with disabilities to enter and retain gainful employment consistent with their capacities and abilities.
- To expand and improve services available to persons with severe disabilities.
- To develop and maintain cooperative agreements with state, local, and private agencies and organizations for the coordination and provision of services.
- To evaluate the efficiency and effectiveness of services provided to eligible persons with disabilities.
- To provide assistive technology to persons with significant disabilities that will enable them to work and live independently in their home and community.

**PROGRAM DESCRIPTION** - Vocational Rehabilitation is an eligibility program. It serves those persons who have a medically recognized physical or mental disability that creates a substantial barrier to employment. There must be a reasonable expectation that a person will be able to secure and keep employment as a result of the services received from Vocational Rehabilitation, in order to be eligible. An individualized program of vocational rehabilitation is developed for each eligible person. These programs are based on each person's unique needs and goals and are designed to overcome their barriers to employment, independence, and integration into the work place and the community. The Federal Rehabilitation Act of 1998 places an emphasis on services to the most severely disabled.

Staff provides independent living, assistive technology, and career planning and job placement in local communities throughout the state. Vocational rehabilitation staff is located in Lincoln, Omaha, Norfolk, Grand Island, Kearney, Hastings, North Platte and Scottsbluff. Satellite offices are located at O'Neill, Chadron, McCook and Columbus. Staff is linked with the Nebraska Workforce Development One-Stop system to serve persons through schools, mental health facilities and other places where persons with disabilities receive support services. Funding is approximately 79% federal funds with a required state match of approximately 21%.

**STATISTICS\***

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Estimated</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Individuals Served	6,397	6,519	6,600	6,700
# Returned to Employment	1,677	1,799	1,820	1,840
Students in Transition-School to Work	4,832	4,922	4,900	NA
Rehabilitation Rates	60.86%	59.97%	62.1%	63%

\*Federal fiscal year

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	1,779,442	2,250,223	1,257,141	2,527,498
Cash	541,721	(9,723)	9,895	262,937
Federal	14,951,218	14,731,926	15,581,213	16,097,198
Revolving				
<b>Total</b>	<b>17,272,381</b>	<b>16,972,426</b>	<b>16,848,249</b>	<b>18,887,633</b>
Employees	215.96	213.33	214.20	225.98

**AGENCY 13 DEPARTMENT OF EDUCATION  
PROGRAM 351 VOCATIONAL REHABILITATION/AID**

**PROGRAM OBJECTIVES**

---To purchase vocational rehabilitation services needed by applicants and eligible persons with disabilities.

**PROGRAM DESCRIPTION**

Vocational Rehabilitation provides employment services for people with disabilities through four major programs: (1) Transition Partnership Initiative which promotes transition from school to employment for students with disabilities; (2) Employment program for adults with significant disabilities; (3) Employment Warranty Program which promotes job retention and career advancement and; (4) Nebraska Assistive Technology Partnership which promotes employment and independent living for children, adults and elderly Nebraskans.

When necessary to evaluate the vocational rehabilitation potential of an applicant or to provide services planned in an individualized written rehabilitation program, needed services are purchased from community agencies, organizations, persons (including employers) through cooperative and purchase of service agreements. These services may include vocational education and training, physical or mental restoration, assistive devices and technology, tools and equipment, and other goods and services directly related to improving a person's employability.

**STATISTICS\***

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Estimated</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Individuals Served	6,397	6,519	6,600	6,700
# Returned to Employment	1,677	1,799	1,820	1,840
Students in Transition-School to Work	4,832	4,922	4,900	NA
Rehabilitation Rate	60.86%	59.97%	62.1%	63%

\*Federal fiscal year

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	3,032,507	2,330,460	3,059,076	2,000,000
Cash	227,972	58,936	199,235	0
Federal	5,814,566	5,057,257	4,206,804	4,282,800
Revolving				
<b>Total</b>	9,075,045	7,446,653	7,465,115	6,282,800
Employees	0	0	0	0

**AGENCY 13 DEPARTMENT OF EDUCATION  
PROGRAM 352 OLD AGED SURVIVORS INSURANCE  
DISABILITY DETERMINATIONS/OPERATIONS**

**PROGRAM OBJECTIVES**

- To determine an applicant's eligibility for Social Security Disability and Supplemental Security Income benefits.
- To provide appropriate referrals for Vocational Rehabilitation Services to utilize available federal funds in returning individuals to employment and subsequent removal from the beneficiary roles.

**PROGRAM DESCRIPTION**

The staff gathers medical and vocational evidence necessary to evaluate the eligibility of applicants for disability benefits under Social Security and/or Supplemental Security Income. Based upon this evidence and the federal law and regulations, the staff makes determinations of eligibility. The staff also refers selected cases to the Vocational Rehabilitation program for evaluation of eligibility for vocational rehabilitation services.

**STATISTICS\***

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Estimated</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Cases Received	19,841	19,736	19,250	19,827
Cases Completed	19,636	20,749	19,818	19,827

\*Federal fiscal year

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash				
Federal	7,066,785	7,134,655	6,886,956	8,126,502
Revolving				
<b>Total</b>	7,066,785	7,134,655	6,886,956	8,126,502
Employees	75.05	75.71	71.40	84.12

**AGENCY 13 DEPARTMENT OF EDUCATION  
PROGRAM 352 OLD AGED SURVIVORS INSURANCE  
DISABILITY DETERMINATIONS/AID**

**PROGRAM OBJECTIVES**

---To provide assistance to applicants in obtaining medical exams for evidence necessary to assess severity of medical conditions.

**PROGRAM DESCRIPTION**

Aid expenditures for this program are for the purpose of obtaining the medical evidence necessary to assess the severity of the claimants' medical conditions. In most cases, the medical records that exist as part of the treatment that the claimant has received are sufficient to support the disability decision. In some cases, the evidence of record is not sufficient so the agency arranges and purchases special medical examinations to enhance the medical record. The statistics below show the cost of purchasing reports from existing records as well as special supplemental medical examinations. Increases are due to changes in the fee schedule and increased workload.

**STATISTICS\***

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Cost of Medical Reports	\$1,018,759	1,108,516	1,242,454	1,300,849
Cost of Medical Exams	\$2,156,488	2,133,595	1,971,056	2,073,551

\*Federal fiscal year

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash				
Federal	3,185,574	3,339,721	3,268,808	3,697,373
Revolving				
<b>Total</b>	3,185,574	3,339,721	3,268,808	3,697,373
Employees	0	0	0	0

**AGENCY 13 DEPARTMENT OF EDUCATION  
PROGRAM 401 NEBRASKA SCHOOL FOR THE DEAF/  
SERVICES FOR CHILDREN WHO ARE DEAF AND HARD OF HEARING**

**PROGRAM OBJECTIVES**

---To provide all children who are deaf or hard of hearing a free appropriate public education.

**PROGRAM DESCRIPTION**

The Nebraska School for the Deaf (NSD), which was administered by the State Department of Education through 1997-98, provided a comprehensive educational program for hearing impaired students up to 21 years old. The school also provided residential services to students requiring such services and vocational education was offered to all students. Beginning in 1998-99, NSD was closed and four regional/statewide programs were established to provide educational alternatives and options for serving families and children who are deaf or hard of hearing. The programs build upon existing services, promote the creation of new cooperative agreements among service providers and extend and support outreach services in all areas of the state. The State Department of Education entered into an agreement with the Iowa School for the Deaf to provide educational and residential school services as an option for some children. The array of services available include instruction in regular classes; supplemental services, such as resource room; itinerate instruction or consultative services to be provided in conjunction with regular class placement; special classes; special schools; home instruction and instruction in hospitals and institutions. Movement within the options is determined by the child's individual education program.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Students in Regional Programs	771	770	772	775
Cost of 4 Regional Programs	\$1,605,308	1,637,414	1,637,414	1,637,414
Residential Students at ISD	11	12*	11*	9
ISD Educational Cost/Student	\$43,752	52,807	50,289	52,907
ISD Residential Cost/Student	\$28,007	42,307	38,436	35,994

\*Not all students are full-time – some attend for only part of the year

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General*	1,842,902	1,962,648	1,866,417	1,970,938
Cash	1,867	1,492	852	2,965
Federal				
Revolving				
<b>Total</b>	1,844,769	1,964,140	1,867,269	1,973,903
Employees	.13	.12	.10	.20

\*Includes some funds coded as aid

**AGENCY 13 DEPARTMENT OF EDUCATION  
PROGRAM 402 NEBRASKA SCHOOL FOR VISUALLY  
HANDICAPPED/NEBRASKA CENTER FOR THE EDUCATION OF CHILDREN  
WHO ARE BLIND OR VISUALLY IMPAIRED**

**PROGRAM OBJECTIVES**

- To provide local school districts and their students with visual impairments a full range of educational options including an educational/residential program.
- To provide a staff of certified teachers of the visually impaired and support personnel who are trained to provide academic, independent living, technology, occupational/vocational, health and physical education, and transitional living skills to each student.
- To establish a technology and equipment loan program with qualified technical support staff.
- To expand outreach services within the current budgetary limits to benefit more children.
- To create a system that would allow for short term placements through a child's education program to learn specific skills related to visual impairments or blindness.

**PROGRAM DESCRIPTION**

Beginning in 1999-00, the name of the program was changed from the Nebraska School for the Visually Handicapped to the Nebraska Center for the Education of Children Who are Blind or Visually Impaired. The program is located in Nebraska City and is administered by ESU #4, under contract with the department. Educational and residential services for children who are blind or visually impaired and their families are provided in collaboration with school districts/approved cooperatives. The educational services may be provided on campus or through an outreach program. Program service areas include: an academic program; adaptive physical education; assistive technology; audiology; augmentative communication; Braille reading writing, music, and transcription services; computer literacy; diagnostic assessment; daily living skills; low vision; Nemeth code; occupational therapy; orientation and mobility; outreach services; physical therapy; recreation; residential program short-term placements; social skills training; speech and language therapy; summer enrichment programs; transitional living programs; and vocational training.

**STATISTICS**

	Actual <u>2009-2010</u>	Actual <u>2010-2011</u>	Actual <u>2011-2012</u>	Estimated <u>2012-2013</u>
Students Receiving Services	406	406	388	388
School Districts Receiving Services	97	97	92	92
Center Based Students	18	18	20	22
Center Based Cost/Student	\$40,735	44,450	46,269	44,050
Residential Students	12	9	10	11
Residential Cost/Student	\$32,486	39,830	45,302	51,803

**BUDGET**

	Expenditure <u>2009-10</u>	Expenditure <u>2010-11</u>	Expenditure <u>2011-12</u>	Appropriation <u>2012-13</u>
General	1,840,541	1,792,771	1,868,106	1,836,536
Cash				
Federal				
Revolving				
<b>Total</b>	1,840,541	1,792,771	1,868,106	1,836,536

Employees	.11	.10	.09	.20
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**AGENCY 13 DEPARTMENT OF EDUCATION  
PROGRAM 614 PROFESSIONAL PRACTICES COMMISSION**

**PROGRAM OBJECTIVES**

- To respond to requests involving problems of educators' ethics and competency.
- To hold hearings and adjudicate cases promptly.
- To train Commission members to serve as hearing officers.
- To promote knowledge and understanding of professional standards.
- To respond to all requests to provide information to college classes in teacher training and to provide workshops and seminars for lay and professional groups.
- To distribute to each educator a copy of the standards of ethics and competency.
- To distribute on request current publication on professional rights and obligations.
- To assist in the improvement of standards for the profession.
- To provide representation on committees and organizations studying education issues.
- To develop materials for the profession that will promote ethical standards.

**PROGRAM DESCRIPTION** - The Nebraska Professional Practices Commission is composed of twelve members of the education profession appointed by the Governor. They may be nominated by the teaching profession and existing teacher's professional organizations. In 1989, the responsibility for the investigation and prosecution of cases was shifted to the Commissioner of Education. The Commission is charged with advising the Nebraska State Board of Education regarding rules and regulations for the standards of ethics and competency for Nebraska public school educators, promoting understanding of the adherence to the standards, and providing an orderly method of resolving disputes arising over alleged failure of an educator to adhere to the standards. Disciplinary action includes admonishment, warning, reprimand, or recommendation to the State Board of Education for suspension or revocation of an educator's certificate. The Commission annually prepares and distributes publications to improve and promote the professional standards of teachers. The program is financed entirely from fees assessed for teaching certificates.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Petitions Filed	10	12	12	3
Formal Hearings	10	11	12	3
Certificates Revoked/Suspended	7	8	8	2
Certificates Reinstated	3	3	4	1
Reprimands	0	0	0	0
Voluntary Surrender	0	2	3	1

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	110,646	110,461	119,931	124,727
Federal				
Revolving				
<b>Total</b>	110,646	110,461	119,931	124,727

Employees	1.0	1.0	1.0	1.0
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## AGENCY 14 PUBLIC SERVICE COMMISSION

<b>DIRECTOR:</b>	Steve Meradith 300 The Atrium 1200 "N" Street 471-3101	<b>LEGISLATIVE FISCAL OFFICE:</b>	Scott Danigole 471-0055
		<b>EXECUTIVE BUDGET OFFICE:</b>	Gary Bush 471-4161

### AGENCY DESCRIPTION

The Public Service Commission (PSC) was created in 1906 by a Constitutional amendment as the Nebraska State Railway Commission. The agency name was changed to the Nebraska Public Service Commission in 1972. The Commission consists of five members elected in general elections for a term of six years.

The PSC is charged with the regulation and general control of common carriers and natural gas utilities. Constitutional and specific statutory authority empower the Commission to regulate telecommunications companies, privately owned natural gas utilities, siting of major oil pipelines, rates for private water companies, intrastate transportation of household goods and passengers, grain dealers and warehouses and the manufacture and sale of manufactured homes, modular housing units and recreational vehicles. The Commission administers the Nebraska Relay System, the Nebraska Internet Enhancement Fund, the Nebraska Competitive Telephone Marketplace Fund, the Nebraska Universal Service Fund and the Wireless E911 Fund. In addition, grain is tested for moisture content, grain probes are tested for proper functioning, the location of electrical transmission lines is evaluated for safety and non-interference with other utilities, railcars are inspected, and railroad accidents investigated. To perform these duties, the Commission is composed of five Commissioners and administrative staff, field examiners and inspectors.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
<b>OPERATIONS:</b>				
General	2,396,532	2,358,365	2,318,704	2,359,563
Cash	3,175,540	3,135,569	3,067,901	4,914,394
Federal	1,238,344	315,876	713,247	1,072,357
Revolving				
<b>Total Operations</b>	6,810,416	5,809,810	6,099,852	8,346,314
<b>STATE AID:</b>				
General				
Cash	55,037,746	60,356,358	53,278,285	71,590,000
Federal	100,759	325,811	0	0
<b>Total State Aid</b>	55,138,505	60,682,169	53,278,285	71,590,000
<b>TOTAL FUNDS:</b>				
General	2,396,532	2,358,365	2,318,704	2,359,563
Cash	58,213,286	63,491,927	56,346,186	76,504,394
Federal	1,339,103	641,687	713,247	1,072,357
Revolving	0	0	0	0
<b>Total Budget</b>	61,948,921	66,491,979	59,378,137	79,936,314
Employees	47.83	47.39	45.76	51.96

**AGENCY 14 PUBLIC SERVICE COMMISSION  
PROGRAM 014 SALARIES OF CONSTITUTIONAL OFFICERS**

**PROGRAM OBJECTIVES**

---Provide compensation for the Commissioners of the Public Service Commission.

**PROGRAM DESCRIPTION**

The powers and duties of the five Commissioners, as defined by the Constitution, include the regulation of rates and services and general control of common carriers. The Commissioners are each paid an annual salary of \$75,000, effective January of 2007, plus benefits, as set by statute, and are elected for a 6-year term of office.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	489,750	490,386	487,070	489,216
Cash				
Federal				
Revolving				
<b>Total</b>	489,750	490,386	487,070	489,216
Employees	5.0	5.0	5.0	5.0

**AGENCY 14 PUBLIC SERVICE COMMISSION  
PROGRAM 016 EXPENSES OF CONSTITUTIONAL OFFICERS**

**PROGRAM OBJECTIVES**

---Account for, control and provide funding for necessary expenses incurred by the Commissioners while performing their duties.

**PROGRAM DESCRIPTION**

This program provides funds to cover expenses such as conference registration, commuting, meals, lodging, and related expenses.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	49,168	52,331	48,583	51,540
Cash				
Federal				
Revolving				
<b>Total</b>	49,168	52,331	48,583	51,540
Employees	0	0	0	0

**AGENCY 14 PUBLIC SERVICE COMMISSION  
PROGRAM 019 HOUSING AND RECREATIONAL VEHICLE PROGRAM**

**PROGRAM OBJECTIVES**

The department protects the health and safety of those living in or using manufactured homes, modular housing units and recreational vehicles without placing unnecessary burdens upon manufacturers. In addition, when occasion arises, the department will educate the public in the use of such products and promote state and local agreements for interstate shipment of these products. This furthers the acceptance and use of these products, thereby increasing these products' manufacturing rate and creating more jobs for Nebraskans.

**PROGRAM DESCRIPTION**

The department is directly responsible for protecting the health and safety of those living in or using manufactured (mobile) homes, modular housing units and recreational vehicles. Such protection is achieved by requiring manufacturers to develop and implement a construction process and quality assurance program. The department also reviews construction drawings and specifications of products. The department monitors manufacturers' quality assurance programs at factories to assure that construction codes and approved drawings are being followed for homes and vehicles produced for the market place. Departmental monitoring of manufacturer's quality assurance programs extends beyond the factories to dealers' sales lots and those products owned by consumers when a consumer complaint arises. Should non-complying products be found in the market place, the department could require manufacturers to make corrections and alter quality assurance program to assure future code compliance.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Manufactured Homes:				
Manuf. Homes - Seals	172	219	539	450
Rec. Vehicles - Seals	881	1,518	1,780	2,600
Modular Housing - Seals	452	400	653	790

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	362,710	352,964	347,649	550,229
Federal				
Revolving				
<b>Total</b>	362,710	352,964	347,649	550,229
Employees	4.39	4.24	3.60	5.52

**AGENCY 14 PUBLIC SERVICE COMMISSION  
PROGRAM 054 ENFORCEMENT OF STANDARDS/Common Carriers**

**PROGRAM OBJECTIVES**

- Insure that rates, charges, and regulations governing common carriers are necessary and reasonable.
- Insure that adequate service is provided by common carriers.
- Prevent and correct unjust discrimination on prices or services.
- Insure the public safety and protection in all jurisdictions.

**PROGRAM DESCRIPTION**

The Commission regulates market entry and service of the following industries: grain warehouses and grain dealers; household goods movers and passenger transportation (includes rate regulation); and telecommunications and automatic dialing and announcing devices.

The Commission receives and investigates formal and informal consumer complaints. Telecommunications consumer assistance includes wireless service customers.

Additionally, the Commission has regulatory authority over electrical transmission line placement; gas pipeline placement; grain moisture meters; private water company rates; and railroad locomotive and track safety.

The Commission applied for broadband funding from the National Telecommunications and Information Administration (NTIA), pursuant to the Broadband Data Improvement Act and authority provided by the American Recovery and Reinvestment Act of 2009. The application was granted on January 13, 2010 for \$2,096,859. In July of 2010, the Commission applied for a Supplemental State Broadband Data and Development Grant for years 3, 4, and 5 of the grant program. In September of 2010, the Commission was awarded \$3,565,926 in additional Federal funds for the continued funding of the program through December 31, 2014.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Grain Warehouses:				
Licenses	94	88	85	85
Inspections	173	201	205	200
Moisture Meter Inspections	1,129	1,215	1,173	1,205
Grain Dealer Licenses	150	156	162	163
Railroad Tracks:				
Units Inspected (miles of track, switches, and records)	4,821	N/A	N/A	N/A
Number of defects	488	N/A	N/A	N/A
FRA Violations	3	N/A	N/A	N/A
Car Train Accidents	5	N/A	N/A	N/A
Motive Power & Equip. Inspections:				
Units Inspected (Cars, locomotives, Air brakes, blue flag, and records)	11,865	14,114	9,080	10,000
Defects	317	438	236	N/A
FRA Violations	9	19	18	15
Car/Train Accidents	7	5	4	8
FRA Accompanied Inspections: (Calendar Year Basis)				
Units Inspected	3,137	9,512	5,426	244

**AGENCY 14 PUBLIC SERVICE COMMISSION  
PROGRAM 054 ENFORCEMENT OF STANDARDS/Common Carriers,  
CONT'D.**

<b><u>STATISTICS</u></b>	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Defects	159	361	195	6
Violations	11	16	6	1
Communications:				
Certificate applications	15	33	38	25
Local Authority Applications	7	3	5	4
Other applications	96	73	69	70
Dialer permits	20	11	21	10
Informal complaints	789	736	454	420

<b><u>BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	1,857,614	1,815,648	1,772,826	1,818,807
Cash				
Federal	1,238,344	315,876	713,247	1,072,357
Revolving				
<b>Total</b>	3,095,958	2,131,524	2,486,073	2,891,164
Employees	24.09	23.79	22.24	21.66

**AGENCY 14 PUBLIC SERVICE COMMISSION  
PROGRAM 060 GRAIN WAREHOUSE SURVEILLANCE**

**PROGRAM OBJECTIVES**

- Provide funding in the event of failing grain warehouses needing supervision or surveillance.
- Purchase new moisture testing equipment, lab equipment, hardware, and provide regular maintenance for the moisture testing program.
- Perform soybean check-off audits for the Nebraska Soybean Board.

**PROGRAM DESCRIPTION**

This program is comprised of the Grain Warehouse Surveillance Cash Fund, the Moisture Testing Program, and the Grain Warehouse Auditing Cash Fund. The Grain Warehouse Surveillance Cash Fund was established by the Legislature on July 1, 1984, to be used by the Commission to pay for expenses associated with closing grain warehouses. The Moisture Testing Program is responsible for inspecting every moisture meter used in the state to determine the moisture content of grain delivered for sale or storage. The Grain Warehouse Auditing Cash Fund was established in February of 1997 to offset costs and purchase necessary equipment in the performance of soybean check-off audits for the Nebraska Soybean Board.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	13,984	37,852	20,415	36,319
Federal				
Revolving				
<b>Total</b>	13,984	37,852	20,415	36,319
Employees	0	0	0	0.16

**AGENCY 14 PUBLIC SERVICE COMMISSION  
PROGRAM 064 TELECOMMUNICATIONS RELAY PROGRAM**

**PROGRAM OBJECTIVES**

---Enable hearing and/or speech impaired persons to communicate fully with others using conventional telephone systems 24 hours per day, 7 days a week.

**PROGRAM DESCRIPTION**

LB 240 (1990) created a statewide telecommunications relay system for Nebraska's hearing and/or speech impaired citizens. The Commission administers the system with the assistance of a seven member advisory committee. Funding for the relay is provided by a surcharge to each telephone customer not to exceed \$.20 per access line per month. The surcharge is reviewed annually by the Commission.

LB 530 (2003), changed the public hearing date from October 1 to April 1 each year to determine the surcharge level. In addition, the effective date of the surcharge assessment period changed from January 1 to July 1. The surcharge effective July 1, 2012 is \$.04 per telephone number or functional equivalent, per month. This surcharge is collected from both landline and wireless customers.

LB 146 (1995) established a specialized telecommunications equipment program for qualified hearing impaired or speech impaired persons in Nebraska. The funding for this program is provided from the telecommunication relay surcharge. Households served through the equipment distribution program are as follows.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Households served	1,082	865	907	940
Cumulative to date	8,424	9,289	10,196	11,136

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	832,757	793,638	888,368	1,070,556
Cash – Aid	320,711	235,840	236,611	380,000
Federal				
Revolving				
<b>Total</b>	1,152,468	1,029,478	1,124,979	1,450,556
Employees	1.08	1.08	1.15	1.15

**AGENCY 14 PUBLIC SERVICE COMMISSION  
PROGRAM 071 NEBRASKA INTERNET ENHANCEMENT FUND**

**PROGRAM OBJECTIVE**

---Assist counties and municipalities in obtaining broadband and other advanced telecommunications services.

**PROGRAM DESCRIPTION**

The program provides financial assistance to counties and municipalities to assist them in obtaining broadband and other advanced telecommunications services. The fund consists of money appropriated by the Legislature, any money transferred pursuant to section 86-127 and gifts, grants or bequests from any sources including money remitted to the fund pursuant to section 86-577 and any other federal, state, public and private sources.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	11,736	11,984	10,933	12,140
Cash – Aid	37,503	0	0	25,000
Federal				
Revolving				
<b>Total</b>	49,239	11,984	10,933	37,140
Employees	.14	.14	.12	.12

**AGENCY 14 PUBLIC SERVICE COMMISSION  
PROGRAM 212 NEBRASKA COMPETITIVE TELEPHONE  
MARKETPLACE FUND**

**PROGRAM OBJECTIVE**

--Monitor the competitive performance of Century Link (formerly Qwest Communications), and its compliance with section 271 of the Federal Telecommunications Act of 1996.

**PROGRAM DESCRIPTION**

This fund consists of voluntary payments made by Century Link (formerly Qwest Communications), for failure to comply with the Quality Performance Assurance Plan in the state of Nebraska. Funds in this program are available to audit the company's performance in carrying out its obligations under the 1996 Federal Telecommunications Act.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	2,621	1,095	0	12,000
Federal				
Revolving				
<b>Total</b>	2,621	1,095	0	12,000
Employees	0	0	0	0

**ENCY 14 PUBLIC SERVICE COMMISSION  
PROGRAM 583 NEBRASKA ENHANCED WIRELESS 911 FUND**

**PROGRAM OBJECTIVE**

---Provide for enhanced wireless 911 service throughout the state of Nebraska.

**PROGRAM OBJECTIVE**

The program provides financial assistance to Public Safety Answering Points and wireless carriers for the implementation and on-going costs of Phase I and II wireless 911. The program is also examining the cost and associated funding need for transition to Next Generation 911. An advisory board has been appointed to assist with implementation activities and to review requests for funding. Program funding will change from a \$.50 monthly surcharge on wireless access lines to \$.45 monthly on January 1, 2013.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	315,214	307,801	312,789	415,160
Cash - Aid	5,302,496	6,478,802	6,900,348	12,000,000
Federal – Aid	100,759	325,811	0	0
Revolving				
<b>Total</b>	5,718,470	7,112,414	7,213,137	12,415,160
Employees	3.50	3.49	3.52	4.52

**AGENCY 14 PUBLIC SERVICE COMMISSION  
PROGRAM 686 UNIVERSAL SERVICE FUND**

**PROGRAM OBJECTIVES**

---Ensure that all Nebraskans have access to quality telecommunications and information services at affordable and comparable rates. To accomplish this goal, the Commission has created five programs within the Nebraska Universal Service Fund (NUSF):

1. Broadband Pilot Program, which supports the provision of broadband telecommunications infrastructure in rural unserved and underserved areas.
2. NE Telephone Assistance Program (NTAP) provides discounted rates to qualifying low-income Nebraskans.
3. Rural Tele-Health Program, which supports the provision of telecommunications services to a statewide tele-health network.
4. Dedicated Wireless Fund Program, which supports the provision of wireless telecommunications infrastructure in rural unserved and underserved areas.
5. High-Cost Program, which seeks to make telecommunications and information service rates generally affordable and comparable across Nebraska.

**PROGRAM DESCRIPTION**

Broadband Pilot Program: The Commission has designed a support methodology to identify unserved and underserved areas of the State; it also considers the cost, speeds, and number of people that will benefit from the proposed projects.

NTAP: The Commission actively works with Health and Human Services, area aging agencies, housing authorities and other groups across the state in an outreach effort to enroll more eligible Nebraskans in this program.

Tele-health: The Commission has approved a plan that will provide funding to establish and maintain a statewide tele-health network.

Dedicated Wireless Fund: The Commission has designed a methodology to identify high cost areas where the greatest number of people will benefit from the construction of new towers by applicants.

High Cost: The Commission has designed a support methodology to identify the high cost areas of Nebraska to ensure that program objectives are met.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	610,633	557,359	568,601	716,052
Cash - Aid	49,377,036	53,641,715	46,141,326	59,000,000
Federal				
Revolving				
<b>Total</b>	49,987,669	54,199,074	46,709,927	59,716,052
Employees	6.05	6.07	6.28	7.12

**AGENCY 14 PUBLIC SERVICE COMMISSION  
PROGRAM 790 NATURAL GAS REGULATION**

**PROGRAM DESCRIPTION**

The Natural Gas Department regulates:

- Natural gas public utilities, not including natural gas utilities owned or operated by a city or metropolitan utilities district. Oversight includes regulating rates for delivery of natural gas to customers, regulating quality of natural gas service and addressing customer complaints against natural gas utilities. The Commission interacts with the Public Advocate, an attorney charged with representing the interests of residential and small business customers.
- Natural gas pipeline extensions in areas surrounding Omaha, where a metropolitan utilities district and another natural gas utility both serve. The Commission resolves disputes regarding new construction of natural gas mains to serve customers in that area, pursuant to Neb. Rev. Stat. § 66-1858 to 66-1864.

The Commission administers the following funds pertaining to natural gas:

- Public Service Commission Regulation Fund: Costs of the Natural Gas Department, including the Public Advocate, are paid by regulated utilities and passed on to customers as a surcharge on natural gas bills, pursuant to Neb. Rev. Stat. § 66-1840 and 66-1841.
- Municipal Rate Negotiations Revolving Loan Fund: The Commission may make loans to cities for negotiations of rate filings by a jurisdictional utility, pursuant to Neb. Rev. Stat. § 66-1838 and 66-1839.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Natural Gas Dockets:				
Rate Cases	2	0	1	0
Other Dockets	2	4	4	4
Pipeline Dockets/Notices	9	0	0	0
Informal Complaints	618	172	156	160
Formal Complaints	4	3	0	2

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	1,025,885	1,072,875	919,147	1,744,295
Federal				
Revolving				
<b>Total</b>	1,025,885	1,072,875	919,147	1,744,295
Employees	3.58	3.58	3.85	6.41

**AGENCY 14 PUBLIC SERVICE COMMISSION  
PROGRAM 792 MAJOR OIL PIPELINE SITING**

**PROGRAM DESCRIPTION**

The Major Oil Pipeline Siting Program is responsible for:

- Carrying out the Major Oil Pipeline Siting Act at Neb. Rev. Stat. sec. 57-1401 *et seq.*, namely to ensure the welfare of Nebraskans, including protection of property rights, aesthetic values, and economic interests; to consider the lawful protection of Nebraska's natural resources in determining the location of routes of major oil pipelines within Nebraska; to ensure that a major oil pipeline is not constructed within Nebraska without receiving the approval of the commission under section [57-1408](#); to ensure that the location of routes for major oil pipelines is in compliance with Nebraska law; and to ensure that a coordinated and efficient method for the authorization of such construction is provided.
- For administrative purposes, the Major Oil Pipeline Siting Program is housed in the Natural Gas Department.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Major Oil Pipeline Dockets:				
Siting Applications	--	--	0	0
Other Dockets	--	--	1	0
Informal Complaints	618	172	156	160
Formal Complaints	4	3	0	2

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General			10,225	
Cash				542,643
Federal				
Revolving				
<b>Total</b>	0	0	10,225	542,643
Employees			0	.30

# **AGENCY 15 BOARD OF PARDONS AND BOARD OF PAROLE**

---

**CHAIR:** Esther L. Casmer  
 Correctional Services Building  
 Regional Center Campus  
 West Prospector Place &  
 Folsom Streets  
 Building # 1, First Floor  
 P.O. Box 94754  
 Lincoln, Ne 68509-4754  
 402-471-2156

**LEGISLATIVE** Doug Nichols  
**FISCAL OFFICE:** 402-471-0052

**EXECUTIVE** Joe Wilcox  
**BUDGET OFFICE:** 402-471-4178

## **AGENCY DESCRIPTION**

This agency is composed of the Board of Pardons and the Board of Parole. Both Boards were created through Article IV, Section 13, of the Nebraska Constitution.

The Board of Pardons is comprised of the Governor, the Secretary of State, and the Attorney General. It has the power to remit fines and forfeitures and grant respites, reprieves, pardons, and commutations. The Board of Pardons also considers recommendations of the Board of Parole for the commutation of committed offender's sentences.

The Board of Parole determines which offenders should be granted parole. Parole provides a transition period for the offender to return to the community and resume responsibility and obligations of work, family care, and living his or her life within the confines of the law while under the continued supervision of a parole officer.

The Department of Correctional Services provides legal, budget, and payroll support.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	756,923	766,326	773,716	819,249
Cash				
Federal				
Revolving				
<b>Total Operations</b>	756,923	766,326	773,716	819,249
Employees	10.0	10.0	10.1	10.0

**AGENCY 15 BOARD OF PARDONS AND BOARD OF PAROLE  
PROGRAM 320 BOARD OF PAROLE SALARIES**

**PROGRAM OBJECTIVES**

---To provide compensation for the Board of Parole members.

**PROGRAM DESCRIPTION**

Salaries and benefits of the Parole Board members are paid from this program. The Governor establishes the Parole Board members' salaries, which can change only at the end of a term of a Board member.

The Board of Parole consists of five full-time members who are appointed by the Governor to six-year terms with legislative approval. Board members must be of good character and just temperament. At least one board member must be a minority, and one must have a professional background in corrections. The Governor designates one board member as Chairperson.

All Offender Board Reviews, Parole Hearings, and Review of Parole Hearings are conducted at the correctional facilities. Board members meet at the Parole Board office each morning and are transported by van to the scheduled facility. Case files and recording equipment are taken to the respective facilities. After meetings with offenders, the board members return to the office to prepare for upcoming Reviews/Hearings in addition to other responsibilities.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	453,052	458,532	469,068	512,693
Cash				
Federal				
Revolving				
<b>Total</b>	453,052	458,532	469,068	512,693
Employees	5.0	5.0	5.1	5.0

**AGENCY 15 BOARD OF PARDONS AND BOARD OF PAROLE  
PROGRAM 358 BOARD OF PAROLE**

**PROGRAM OBJECTIVES**

- To provide the offender with a successful transition from confinement to responsible citizenship.
- To reduce prison overcrowding, ensure public safety, encourage inmates to participate in needed programming, and to maintain appropriate institutional behavior.

**PROGRAM DESCRIPTION**

The Board of Parole meets daily to hear and review parole cases. The Board reviews the status of committed offenders, determines when committed offenders are released on parole, establishes parole conditions, and may revoke parole and issue warrants to arrest parole violators. The Board also visits and inspects state and local prisons and jails, and recommends parole legislation to the Governor.

Parole is granted when all statutory requirements have been met, when there is a reasonable probability that an offender will remain at liberty without again violating the law or the conditions of parole, and when such parole is believed to be in the best interest of society. Parole is an opportunity for incarcerated offenders to serve the remainder of their sentence under parole supervision in the community. Parole provides a transition period for the offender to return to the community and resume responsibility and obligations of work, family care, and living his or her life within the confines of the law. If an offender is granted parole, he or she is referred to the Parole Administration Office within the Department of Correctional Services to obtain approved residence and employment.

**STATISTICS**

	<u>Actual FY2009</u>	<u>Actual FY2010</u>	<u>Actual FY2011</u>
Hearing Decisions	1,230	1,143	1,449
Total Parole Reviews	3,820	3,895	3,790
Parole Discharges	718	798	823
Parole Population	810	848	1,231

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	303,871	307,794	304,649	306,556
Cash				
Federal				
Revolving				
<b>Total</b>	303,871	307,794	304,649	306,556
Employees	5.0	5.0	5.0	5.0

## AGENCY 16 DEPARTMENT OF REVENUE

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**TAX COMMISSIONER:**

Doug Ewald  
 Second Floor  
 State Office Building  
 471-2971 or 471-5604

**LEGISLATIVE**

Doug Gibbs

**FISCAL OFFICE:**

471-0051

**EXECUTIVE**

Lyn Heaton

**BUDGET OFFICE:**

471-4181

**AGENCY DESCRIPTION**

The 1969 Legislature created the Department of Revenue (Department) and established the Tax Commissioner as its chief executive officer. The Tax Commissioner is appointed by the Governor with the advice and consent of the Legislature. The statutory purpose of the Department is to execute the revenue laws of the state.

The Department has offices located in Kearney, Norfolk, North Platte, Omaha, and Scottsbluff; as well as the main office in Lincoln. The department is comprised of the following divisions: Compliance; Policy; Operations and Administrative Services; Motor Fuels; Property Assessment; and Charitable Gaming and Lottery.

In 2007, with LB 334, the Legislature terminated the Department of Property Assessment and Taxation's standing as a separate state agency and returned it to divisional status within the Department of Revenue (Section 77-701).

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	28,837,351	26,693,172	26,196,266	25,642,530
Cash	20,920,233	23,156,091	23,120,327	26,110,044
Federal	0	0	0	0
Revolving	0	0	0	0
<b>Total Operations</b>	49,757,584	49,849,263	49,316,593	51,752,574
<b>STATE AID:</b>				
General	67,069,800	70,004,107	67,574,378	72,500,000
Cash	114,506,051	113,810,317	113,940,822	115,000,000
Federal	0	0	0	0
<b>Total State Aid</b>	181,575,851	183,814,424	181,515,200	187,500,000
<b>TOTAL FUNDS:</b>				
General	95,907,151	96,697,279	93,770,644	98,142,530
Cash	135,426,284	136,966,408	137,061,149	141,110,044
Federal	0	0	0	0
Revolving	0	0	0	0
<b>Total Budget</b>	231,333,435	233,663,687	230,831,793	239,252,574
Employees	477.82	432.0	422.0	459.0

**AGENCY 16 DEPARTMENT OF REVENUE  
PROGRAM 13 TAX COMMISSIONER**

**PROGRAM OBJECTIVES**

To pay the Tax Commissioner an annual salary which is set by the Governor and paid from the General Fund.

**PROGRAM DESCRIPTION**

The Tax Commissioner, as the chief executive officer of the Department of Revenue, has the authority to make, adopt, and publish rules and regulations deemed necessary and desirable to carry out the powers and duties imposed upon him or her and the Department. These duties include the development of policies and procedures for revenue collection at both state and local levels.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	164,519	158,517	160,747	190,493
Cash				
Federal				
Revolving				
<b>Total</b>	164,519	158,517	160,747	190,493
Employees	1.0	1.0	1.0	1.0

**AGENCY 16 DEPARTMENT OF REVENUE  
PROGRAM 102 REVENUE ADMINISTRATION**

**PROGRAM OBJECTIVES**

To: 1) Administer the state's revenue laws through educational and compliance activities; 2) Provide assistance to Nebraska's taxpayers; and 3) Provide statistical information and projections of anticipated tax revenues to the Legislature and other interested parties.

**PROGRAM DESCRIPTION**

The Department is responsible for timely collecting all state tax revenues with the exception of liquor (Liquor Control Commission) and insurance (Dept. of Insurance) taxes. The Department performs audits of taxpayers to ensure compliance with revenue laws. The Department has several offices in the state as well as a toll free taxpayer assistance telephone line.

<b><u>STATISTICS</u></b>	<b><u>Actual 2009-2010</u></b>	<b><u>Actual 2010-2011</u></b>	<b><u>Actual 2011-2012</u></b>	<b><u>Estimated 2012-2013</u></b>
<b>Total Gross Revenue Collected (\$):</b>				
Income	1,887,767,904	2,071,513,011	2,179,319,782	N/A
Corporate	216,591,188	220,565,785	262,094,785	N/A
Sales	1,673,430,858	1,762,331,823	1,853,017,046	N/A
Miscellaneous	245,780,856	236,766,768	201,889,679	N/A
Total:	4,023,570,806	4,291,177,387	4,496,321,292	N/A
<b>Total Net Revenue Collected (\$):</b>				
Income	1,514,830,114	1,735,208,600	1,822,884,254	1,915,000,000
Corporate	154,332,137	154,944,966	234,266,238	240,000,000
Sales	1,289,796,877	1,372,784,033	1,436,909,373	1,480,000,000
Miscellaneous	245,720,545	236,717,493	201,828,916	190,000,000
Total	3,204,679,672	3,499,655,092	3,695,888,781	3,825,000,000

**AGENCY 16 DEPARTMENT OF REVENUE  
PROGRAM 102 REVENUE ADMINISTRATION, Cont'd.**

<b><u>STATISTICS</u></b> <b><u>Continued</u></b>	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
<b>Audits and Examinations:</b>				
<b>Income:</b>				
Audits Conducted	11,548	11,611	10,412	11,000
Audit Assessments	\$ 20,361,475	18,740,000	13,520,000	15,700,000
<b>Corporate:</b>				
Audits Conducted	964	47	110	100
Audit Assessments	\$ 8,819,083	6,550,000	7,690,000	8,000,000
<b>Sales:</b>				
Audits Conducted	556	264	372	375
Audit Assessments	\$ 55,457,518	20,320,000	34,030,000	35,000,000
<b>Miscellaneous:</b>				
Audits Conducted	392	212	251	250
Audit Assessments	\$ 1,801,808	5,370,000	4,230,000	2,000,000
<b>Totals:</b>				
Audits Conducted	13,460	12,134	11,145	11,725
Audit Assessments	\$ 86,439,884	50,980,000	59,470,000	60,700,000
<b>Corrections to Incentive Credits Claimed:</b>				
	\$ 4,707,567	3,730,000	10,610,000	7,350,000
<b>Taxpayer Assistance Calls:</b>				
	170,721	134,106	124,143	122,974
<b>Voice Response Unit Refund Status Calls:</b>				
	38,067	42,520	41,741	40,460
<b>Electronic Fund Transfer (EFT) Payments:</b>				
EFT Payments	401,549	468,082	543,008	608,000
Taxes Collected (\$)	3,443,873,151	3,750,000,000	4,030,000,000	4,230,000,000
<b>Total E-Filed Income Tax Returns:</b>				
	688,966	755,154	788,212	820,000

**AGENCY 16 DEPARTMENT OF REVENUE  
PROGRAM 102 REVENUE ADMINISTRATION, cont'd.**

<b>STATISTICS Continued</b>	Actual <u>2009-2010</u>	Actual <u>2010-2011</u>	Actual <u>2011-2012</u>	Estimated <u>2012-2013</u>
<b>Percentage of E-Filed Returns:</b>				
	78%	86%	88%	90%
<b>Refunds Direct-Deposited from Income Tax Returns:</b>				
Refunds	406,294	445,078	468,040	491,000
Deposits	\$ 215,908,153	232,980,000	346,290,000	363,000,000
<b>NebFile for Business (sales) \$ Form 941N (withholding) E-Filings:</b>				
	215,114	323,866	378,845	424,000

<b><u>BUDGET</u></b>	Expenditure <u>2009-10</u>	Expenditure <u>2010-11</u>	Expenditure <u>2011-12</u>	Appropriation <u>2012-13</u>
General	23,906,462	22,559,854	22,890,213	22,939,239
Cash	1,436,624	1,536,268	1,461,621	1,776,400
Federal				
Revolving				
<b>Total</b>	25,343,086	24,096,122	24,351,834	24,715,639
Employees	334.44	304.0	307.0	322.0

**AGENCY 16 DEPARTMENT OF REVENUE  
PROGRAM 104 COUNTY PROPERTY TAX RELIEF**

**PROGRAM OBJECTIVES**

To distribute state aid dollars to counties to provide property tax relief.

**PROGRAM DESCRIPTION**

LB 695 (1998) created the County Property Tax Relief Fund. Funds appropriated are distributed annually to qualifying county governments as state aid to provide property tax relief.

LB 622 (2003) changed this program by providing for a minimum levy adjustment. The effect of this bill was to eliminate the appropriation to this program for FY2004 and FY2005, and then fund it at a lower level in the future.

LB 218 (2009), with an effective date of July 1, 2011, eliminates the current program and replaces it with a county aid formula. In addition to the County Property Tax Relief program, the jail reimbursement program (located in the Department of Corrections) and the general aid to counties program (located in the Treasurer's Office) were also eliminated. LB 218 replaces those programs with a single county aid program that is to be distributed as a percentage of the total real and personal property valuation of all counties; that percentage to range between .0075% and .0125%. The bill also provides that each county will receive \$30,000 in addition to any aid received under the formula. The Department of Revenue will administer the new county aid program, and as of July 1, 2011, this program will be called the County Aid Program.

LB 383 (2011) eliminated the state aid to counties program under the State Treasurer's office and the Dept. of Revenue's program described here.

**STATISTICS**

		<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
General	1,500,000	1,396,000	0		0
Cash					
Federal					
Revolving					
<b>Total</b>	1,500,000	1,396,000		0	0
Employees	0	0		0	0

**AGENCY 16 DEPARTMENT OF REVENUE  
PROGRAM 108 HOMESTEAD EXEMPTION**

**PROGRAM OBJECTIVES**

To provide property tax relief to special categories of homeowners.

**PROGRAM DESCRIPTION**

In 1969, a limited homestead exemption law providing direct property tax relief to certain individual owners of residential property was enacted. The program has gone through numerous changes over the years, with significant changes being made to the program by the 1994 Legislature. Individuals eligible for a homestead exemption generally are persons over age 65, certain disabled persons, certain disabled veterans, and unremarried spouses of veterans who died during war or of a service-connected disability. Additionally, the law has certain residence and income qualifications. This program provides state funded reimbursements to local governments for property taxes not collected due to homestead exemptions granted.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
<b>Exemption granted:</b>				
65 or older limited income:	42,251	43,515	42,192	41,430
Disabled:	5,588	6,020	5,888	5,847
<b>Payments*:</b>				
65 or older limited income:	\$65,569,800	68,610,000	67,570,000	72,500,000

\*Payments may not equal expenditures because of adjustments after the end of the Fiscal Year.

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	65,569,800	68,607,607	67,574,378	72,500,000
Cash				
Federal				
Revolving				
<b>Total</b>	65,569,800	68,607,607	67,574,378	72,500,000
Employees	0	0	0	0

**AGENCY 16 DEPARTMENT OF REVENUE  
PROGRAM 110 HOME ENERGY IMPROVEMENT**

**PROGRAM OBJECTIVES**

To provide funding to eligible low-income persons for residential energy conservation improvements in accordance with the Low-Income Home Energy Conservation Act.

**PROGRAM DESCRIPTION**

The Energy Conservation Improvement Program was created by LB 1001 in 2008. The program allows a public power district to provide matching funds equal to five percent of its sales and use tax receipts in order to provide grants for low-income Nebraska residents to make energy conservation improvements to their homes. An equal portion of the sales and use tax receipts are deposited into the Energy Conservation Improvement Fund, which was created by the Act, rather than into the General Fund. The Fund is used for grants for eligible energy conservation improvements under the Act. "Low-income" is defined by the Act as household income less than 150 percent of the federal poverty level.

LB 385 (2011) suspended the program until July 1, 2014. The bill states, commencing July 1, 2014 and each fiscal year after that, "it is the intent of the Legislature that \$250,000 be transferred from the General Fund to the Energy Conservation Improvement Fund to provide matching funds for the program." The bill also contains a sunset date for the program of July 1, 2019.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Number of grants:	59	N/A	N/A	N/A

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	159,875	121,122	97,303	0
Federal				
Revolving				
<b>Total</b>	159,875	1231,122	97,303	0
Employees	0	0	0	0

**AGENCY 16 DEPARTMENT OF REVENUE  
PROGRAM 111 MOTOR FUELS**

**PROGRAM OBJECTIVES**

To: 1) Administer all motor fuel tax programs, ensuring compliance with state laws, with an increased emphasis on collections, audit, and investigations; and 2) Provide assistance to taxpayers regarding motor fuels tax programs.

**PROGRAM DESCRIPTION**

The Motor Fuels Division was established by the Nebraska Legislature in July 1991. A Motor Fuels Task Force with representatives from the Department of Revenue, Department of Roads, Nebraska State Patrol, Department of Agriculture, State Fire Marshal and Attorney General commenced work on the project in 1988. The Task Force examined the system of assessment, collection and enforcement of the motor fuels tax, including the use and effectiveness of available regulatory, civil and criminal sanctions. The Task Force ended in 1998 with the Division continuing the goals set by that group.

**STATISTICS**

Actual            Actual            Actual            Estimated  
2009-2010   2010-2011   2011-2012   2012-2013

<b>Tax Collected:</b>	\$ 331,426,084	344,000,000	340,000,000	340,000,000
<b>Forms Processed:*</b>	8,033	6,185	6,118	6,150
<b>Audits Conducted</b>	140	60	73	60
<b>Audit Assessments:</b>	\$ 407,489	800,000	20,000	400,000

\*Prior to FY2006-07, several tax programs were combined into one return which resulted in a substantial reduction in the number of actual forms processed. In addition, the filing requirement of the Motor Fuels Carrier Report, Form 80, was eliminated effective with the July 2010 tax period.

**BUDGET**

Expenditure    Expenditure    Expenditure    Appropriation  
2009-10       2010-11       2011-12       2012-13

General

Cash                    1,820,268            1,692,095            1,468,863            2,017,417

Federal

Revolving

**Total**                    1,820,268            1,692,095            1,468,863            2,017,417

Employees	26.89	26.0	22.0	24.0
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**AGENCY 16 DEPARTMENT OF REVENUE  
PROGRAM 112 PROPERTY ASSESSMENT**

**PROGRAM OBJECTIVES**

To: 1) Provide statewide administration, supervision, and assistance in the assessment of property valuation at the local level; 2) Assist counties in uniformly valuing real property; 3) Perform the duties of the county assessor for offices that have been assumed; 4) Value and distribute the value of centrally-assessed railroad companies, public service entities, car companies, and air carriers; and 5) Administer the homestead exemption program and the documentary stamp tax program.

**PROGRAM DESCRIPTION**

The Property Assessment Division supervises and assists county administration of property tax laws involving valuations, equalization, and taxation. While property taxes support local government, the state has an oversight interest in assuring the quality of property assessment across the state. The Division has developed tax law regulations, manuals, directives, information guides, assessor education/certification, and educational materials to provide assistance to county assessors and taxpayers in implementation of Nebraska's property tax laws.

The Division has field measurement offices in Grand Island, North Platte, and Scottsbluff.

The assessment function for nine counties was assumed by the Division beginning in July 1998. In 2009, LB 121 was enacted by the Legislature and requires transfer of these offices back to the counties by June 30, 2013.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Assessed Valuation: (Billions)	\$ 147.6	154.0	160.7	169.8
Total Property Taxes: (Billions)	\$ 2.87	2.99	3.11	N/A
Average State-Wide Tax Rate:	1.9482	1.9422	1.9342	N/A

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	4,766,370	3,974,801	3,145,306	2,512,798
Cash	347,662	1,056,093	1,464,558	2,402,274
Federal				
Revolving				
<b>Total</b>	5,114,032	5,030,894	4,609,864	4,915,072
Employees	70.85	60.0	52.0	66.0

**AGENCY 16 DEPARTMENT OF REVENUE  
PROGRAM 132 PROPERTY TAX CREDIT**

**PROGRAM OBJECTIVES**

To provide for a disbursement of state aid to each county for the reimbursement of taxes levied upon real property by the local political subdivisions.

**PROGRAM DESCRIPTION**

The Property Tax Credit Act provides a real property tax credit based upon the valuation of each parcel of real property compared to the valuation of all real property in the state. The amount of the credit is determined by multiplying the amount disbursed to the county by the ratio of the real property valuation of the parcel to the total real property valuation in the county. The property tax credit is required to be displayed on the counties' tax lists and tax statements. This program was created by LB 367 in 2007 (Section 77-4210).

Section 77-4212 states that it is the intent of the Legislature to fund the Property Tax Credit Act for tax years after tax year 2008 using available revenue.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	114,346,176	113,689,195	113,843,519	115,000,000
Federal				
Revolving				
<b>Total</b>	114,346,176	113,689,195	113,843,519	115,000,000
Employees	0	0	0	0

**AGENCY 16 DEPARTMENT OF REVENUE  
PROGRAM 160 LOTTERY ADMINISTRATION**

**PROGRAM OBJECTIVES**

To: 1) Maximize lottery revenues to designated trust funds; 2) Assure integrity and public confidence in lottery operations; and 3) Provide enjoyable lottery products.

**PROGRAM DESCRIPTION**

In November 1992, 63 percent of Nebraska voters approved a constitutional amendment authorizing the creation of a state lottery. The Nebraska Legislature enacted LB 138 in 1993 which created the Nebraska Lottery. The Nebraska Lottery began scratch ticket sales on September 11, 1993, as the 37th lottery in the nation. Lotto ticket sales began on July 21, 1994.

At least 40 percent of all Lottery ticket sales are statutorily required to be returned to players as prizes. However, through FY2003, the overall prize percentage has been approximately 54 percent. To the beneficiary funds, the Lottery transfers the greater of (a) the amount that was transferred in FY2003 or (b) an amount that is at least 22% and no more than 25% of sales. With the Tax Commissioner's approval, the transfer may exceed 25%.

The transfers to the beneficiary funds, as established by Amendment 4 passed in 2004, are split as follows: Education, as directed by the Legislature - 44.5%; the Nebraska Environmental Trust Fund - 44.5%; the Nebraska State Fair - 10%; and the Compulsive Gamblers Assistance Fund - 1%, plus the first \$500,000. The Nebraska Lottery also transfers 5% of advertising expenses to the Gamblers Assistance Program for advertising purposes.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Ticket Sales: (millions of dollars)				
Scratch tickets (\$1, \$2, \$3, \$5 & \$10):	\$ 66.95	71.92	81.95	83.30
Powerball	\$ 40.54	30.75	36.41	36.43
Pick 5	\$ 13.44	11.37	11.56	11.57
Pick 3	\$ 3.16	3.28	3.51	3.51
2by2:	\$ 2.07	2.08	1.97	1.97
MyDay:	\$ 2.01	1.79	1.78	1.78
Mega Millions:	\$ 2.40	10.73	13.43	13.44
Total :	\$ 130.57	131.92	150.61	152.00
Prizes Paid:	\$ 75.04	76.87	87.39	88.20
Disbursements to Trust Funds:	\$ 32.00	32.06	36.08	36.48

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	15,349,680	16,904,660	16,994,729	17,803,680
Federal				
<b>Total</b>	15,349,680	16,904,660	16,994,729	17,803,680
Employees	21.09	21.0	19.0	23.0

**AGENCY 16 DEPARTMENT OF REVENUE  
PROGRAM 165 - CHARITABLE GAMING and ATHLETIC COMMISSION**

**PROGRAM OBJECTIVES**

To regulate charitable gaming, gift enterprises and athletic events including amateur and professional wrestling, boxing, and mixed martial arts athletic competition.

**PROGRAM DESCRIPTION**

The Charitable Gaming Division regulates bingo, pickle cards, lottery, raffle and county/city lottery (keno) activities in Nebraska, and collects the gaming tax. The Division also provides information to the public on the requirements of conducting legal gaming activity.

In 1993, the office of the Athletic Commissioner was moved into the Division. The Athletic Commissioner regulates professional wrestling and boxing, amateur boxing for contestants 16 years of age and over, and all sparring matches and exhibitions in the state by licensure and enforcement of the Athletic Commission laws. Currently, the Director of the Lottery and Charitable Gaming Division is the Acting Athletic Commissioner.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
<b>Amount Wagered (millions of \$):</b>				
Bingo:	9.43	8.90	8.13	7.37
Pickle card:	30.75	28.78	28.52	28.27
County/City lottery:	185.46	195.80	203.81	205.85
Lottery & raffle:	\$ 6.82	6.99	6.86	6.73
<b>Total Amount Wagered:</b>	232.46	240.47	247.32	248.22
<b>Tax Revenues (millions of \$):</b>				
Bingo:	0.283	0.270	0.240	0.220
Pickle card:	0.751	0.690	0.690	0.620
County/City lottery:	3.709	3.920	4.080	4.120
Lottery & raffle:	0.136	0.140	0.140	0.130
<b>Total Tax Revenues (millions of \$):</b>	4.879	5.020	5.150	5.090
<b>Athletic Commission Taxes &amp; Fees Collected:</b>	\$ 49,535	70,902	113,219	120,000

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	1,965,999	1,966,975	1,730,556	2,110,219
<b>Total</b>	1,965,999	1,966,975	1,730,556	2,110,219
Employees	23.51	21.0	21.0	23.0

## AGENCY 17 DEPARTMENT OF AERONAUTICS

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**DIRECTOR:** Ronnie Mitchell  
3431 Aviation Rd.  
Suite 150  
Lincoln, NE 68524  
471-2371

**LEGISLATIVE** Mike Lovelace  
**FISCAL OFFICE:** 471-0050  
**EXECUTIVE** Dave Spatz  
**BUDGET OFFICE:** 471-4179

### **AGENCY DESCRIPTION**

The Department of Aeronautics, created in 1945, is headed by a Director appointed by the Governor. The Aeronautics Commission is composed of five members appointed by the Governor for a term of five years. They advise the Director, approve pilots to be employed by the State, authorize the purchase of aircraft by the State, approve the sites of public-use airports, and allocate funds from the aviation fuel tax, in conjunction with federal funds, for the support and maintenance of public airports. The Department is responsible for the administration, regulation, promotion, and development of aviation within the State. The Department assists airports in obtaining and using state and federal funds, installs and maintains navigational aids, conducts aviation education programs, administers state-owned airfields and manages the use of state-owned aircraft.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General				
Cash	3,065,419	2,956,060	2,477,456	3,512,665
Federal				
Revolving				
<b>Total Operations</b>	3,065,419	2,956,060	2,477,456	3,512,665
<b>STATE AID:</b>				
General				
Cash	19,671,675	23,244,879	22,552,620	16,620,600
Federal				
<b>Total State Aid</b>	19,671,675	23,244,879	22,552,620	16,620,600
<b>TOTAL FUNDS:</b>				
General	0	0	0	0
Cash	22,737,094	26,200,939	25,030,076	20,133,265
Federal	0	0	0	0
Revolving	0	0	0	0
<b>Total Budget</b>	22,737,094	26,200,939	25,030,076	20,133,265
Employees	27.52	25.05	24.06	27

**AGENCY 17 DEPARTMENT OF AERONAUTICS  
PROGRAM 26 DEVELOPMENT AND ENFORCEMENT/OPERATIONS**

**PROGRAM OBJECTIVES**

- To supervise and provide fiscal control of all department programs.
- To administer and enforce the laws and regulations relating to aeronautics.
- To promote and develop aeronautics within the State.
- To approve the use of and assist in obtaining federal aid funds for public airport development.
- To supervise and operate four state airfields deeded to the state as World War II surplus property.
- To provide the best system of air transportation facilities and services for Nebraskans.

**PROGRAM DESCRIPTION**

The Department administers the airport licensing and registration program and publishes airport directories and other technical information. The Department administers federal-state funding assistance to develop public use airports; and supplements and assists the Federal Aviation Administration in providing a complete system of aeronautical navigation aids and weather observations for the federal weather system. The administration of the four state-owned airfields at Harvard, Fairmont, Scribner and Bruning includes actual aviation operations at three of the fields and the leasing and supervision of land and buildings at all of the sites. A Pavement Preservation Program is used to help public airports with runway and taxiway upkeep and pavement marking.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Airports inspected (federal 5010)	24	21	25	24
Airports inspected (pavement condition)	24	19	26	25
Airports inspected (licensing)	19	29	30	30
Airports licensed	81	81	81	81
Pilots in Nebraska	3440	3692	3611	3611
Aircraft in Nebraska	2769	n/a	2753	2753
Navigational aids maintained (NDB's, VOR's, DME's)	40	40	39	38
Automated weather observation stations	18	19	19	19

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	2,494,445	2,346,483	2,143,720	2,810,958
Federal				
Revolving				
<b>Total</b>	2,494,445	2,346,483	2,143,720	2,810,958

Employees	24.98	22.56	22.64	24
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**AGENCY 17 DEPARTMENT OF AERONAUTICS  
PROGRAM 26 DEVELOPMENT AND ENFORCEMENT/AID**

**PROGRAM OBJECTIVES**

---To provide funding for the Civil Air Patrol.

**PROGRAM DESCRIPTION**

The Civil Air Patrol receives funding from the Department of Aeronautics Cash Fund. These funds are used for: operating and maintenance expenses on Civil Air Patrol aircraft, vehicles and equipment; the acquisition of communication equipment; and the training of Civil Air Patrol Cadets. The Civil Air Patrol is the civilian auxiliary of the United States Air Force and their activities include searching for missing aircraft, counter drug reconnaissance and providing assistance to local officials during natural disasters.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	32,883	25,006	18,878	25,200
Federal				
Revolving				
<b>Total</b>	32,883	25,006	18,878	25,200
Employees	0	0	0	0

**AGENCY 17 DEPARTMENT OF AERONAUTICS  
PROGRAM 301 PUBLIC AIRPORTS/AID**

**PROGRAM OBJECTIVES**

---To develop public-use airports.

---To develop hanger and fuel storage facilities on public-use airports.

**PROGRAM DESCRIPTION**

Federal and state aid is distributed through this program to public-use airports for airport construction and development. Aviation fuel taxes are the source of state aid funds. Federal funds are deposited into the agency's cash fund when received and are shown as a cash fund expenditure when distributed to the public airport. Low interest loans are made available to public airports for the construction of aircraft hangers and fuel storage facilities.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Airport development projects funded	47	41	39	41
Hangar projects funded	3	2	1	7
Fuel storage projects funded	0	0	2	0

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	19,638,792	23,219,873	22,533,742	16,595,400
Federal				
Revolving				
<b>Total</b>	19,638,792	23,219,873	22,533,742	16,595,400
<b>Employees</b>	0	0	0	0

**AGENCY 17 DEPARTMENT OF AERONAUTICS  
PROGRAM 596 OPERATION--STATE-OWNED AIRCRAFT**

**PROGRAM OBJECTIVES**

---To schedule, manage and operate the state-owned aircraft.

**PROGRAM DESCRIPTION**

The Department provides air transportation services to all branches of state government. Flights are scheduled and coordinated to insure economical utilization of state aircraft. The Department schedules and oversees all maintenance of the aircraft fleet. In some instances, it is necessary to rent or charter aircraft to meet demand.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Department-owned aircraft	2	2	2	2
Flying time by state aircraft:				
Transporting state agencies (hours)	379	290	284	284
Aeronautics Department use (hours)	22	26	14	20
Chartered aircraft use (hours)	18	0	0	0
Lease/rental (hours)	193	190	140	200

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	570,974	609,577	333,736	701,707
Federal				
Revolving				
<b>Total</b>	570,974	609,577	333,736	701,707
<b>Employees</b>	2.54	2.49	1.42	3

## AGENCY 18 DEPARTMENT OF AGRICULTURE

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**DIRECTOR:** Greg Ibach  
 Fourth Floor West  
 State Office Building  
 471-2341

**LEGISLATIVE**            Jeanne Glenn  
**FISCAL OFFICE:**      471-0056

**EXECUTIVE**             Dave Spatz  
**BUDGET OFFICE:**     471-4179

### **AGENCY DESCRIPTION**

The Department of Agriculture was created in 1919 to operate various regulatory programs to protect the livestock and crop production industries in Nebraska. In addition, programs such as inspection of food production and weighing and measuring devices have been added in the interest of consumer protection. The Department is also involved in administering potato and poultry and egg commodity check-off programs statutorily created to promote specific commodities. The main office of the Department of Agriculture is located in Lincoln, however, many agency inspectors are located throughout the state. The Director of the Department is appointed by and serves at the pleasure of the Governor. Cash funds utilized by the agency are generated from inspections, licenses, registration fees, other fees and also from the above mentioned commodity check-off programs.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	6,507,067	5,809,654	6,101,893	5,618,857
Cash	5,908,595	6,035,026	6,804,376	6,681,841
Federal	2,834,003	2,924,984	2,598,808	4,427,909
Revolving	521,411	518,640	496,466	533,048
<b>Total Operations</b>	15,771,076	15,288,304	16,001,543	17,261,655
<b>STATE AID:</b>				
General	27,694			
Cash	580,725	26,812	54,711	275,000
Federal	360,654	359,191	370,294	242,232
<b>Total State Aid</b>	969,073	386,003	425,005	517,232
<b>TOTAL FUNDS:</b>				
General	6,534,761	5,809,654	6,101,893	5,618,857
Cash	6,489,320	6,061,837	6,859,087	6,956,841
Federal	3,194,657	3,284,175	2,969,102	4,670,141
Revolving	521,411	518,640	496,466	533,048
<b>Total Budget</b>	16,740,149	15,674,306	16,426,548	17,778,887
Employees	156.25	147.37	144.80	148.03

**AGENCY 18 DEPARTMENT OF AGRICULTURE  
PROGRAM 027 ADMINISTRATION**

**PROGRAM OBJECTIVES**

- To provide overall supervision of Department activities.
- To provide budget finance and personnel and support for the entire Department.
- To provide data processing and word processing support for the entire Department.
- To provide assistance in marketing of Nebraska's agricultural products.
- To provide through USDA and the University of Nebraska, research and assistance in alternative crops and food processing.
- To administer a statewide farm mediation program and beginning farmer program.
- To provide legal advice and assistance.
- To provide fee collection services for the commodity programs.
- To provide cooperative support and funding for livestock market news service.
- To administer the Livestock Friendly County Act.
- To provide agriculture product grading/inspection services.
- To administer the Agricultural Suppliers Lease Protection Act.

**PROGRAM DESCRIPTION**

Agency administration provides overall supervision and guidance for the Department, legal advice and assistance. This program also provides financial and technical fiscal support for the ten budgetary programs. Areas of responsibility include overall agency administrative policies, budgeting, accounting, personnel, payroll, depositing, cost analysis, internal auditing, field auditing, fee collection for checkoffs, federal grants and contracts. Working to expand agricultural markets, products, and sales opportunities has been delegated to the Ag Promotion and Development Division. The division is a clearinghouse of information for producers and purchasers of agricultural products. Finally, administration is responsible for coordinating the Farm Mediation Program. Mediation is a process by which creditors and borrowers present, discuss and explore realistic alternatives to the resolution of a borrower's debts. Nebraska is awarded other USDA Federal Market Improvement Program (FMIP) grant funding for various purposes. During FY 2006-07 the department carried out a Livestock Assistance program for USDA to provide assistance to drought stricken parts of the State. Funding provided assistance to livestock producer to help them supplement feed costs.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	1,750,873	1,655,636	2,033,324	1,730,826
Cash	277,524	225,500	305,624	295,625
Federal	689,403	759,304	796,800	805,719
Revolving	521,411	518,640	496,466	533,048
<b>Total</b>	3,239,211	3,159,080	3,632,214	3,365,218
Employees	25.07	23.55	22.85	22.96

**AGENCY 18 DEPARTMENT OF AGRICULTURE  
PROGRAM 056 WEIGHTS AND MEASURES**

**PROGRAM OBJECTIVES**

--To protect the integrity of commercial measurements through certification of weighing and measuring equipment, evaluations of net quantity and pricing representations of packaged commodities and ensuring that marketing practices provide the ability to make price and quantity comparisons.

**PROGRAM DESCRIPTION**

The Weights and Measures Division is a regulatory division which provides protection to both the buyer and seller of all commodities sold by weight, measure, or count. The division registers all commercial equipment used for the measurement of commodities and inspects and tests these devices on an annual basis following set procedures published by the National Institute of Standards and Technologies. The division is responsible for approximately 40,000 commercial measuring devices in 6,800 establishments within the State of Nebraska.

Inspections are performed on prepackaged commodities and bulk commodities sold by weight, measure, or count for compliance with net quantity requirements, labeling and method of sale procedures. The division regulates over two million packages in this manner on an annual basis.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Weighing & Measuring Devices:				
Number registered	36,524	38,654	39,307	40,100
Inspections	36,831	34,845	39,013	40,501
Percent in violation	10.45%	11.04%	10.36%	12.34%
Reinspections	4,178	3,343	3,418	4,100
Devices Rejected/Year	3,849	3,849	4,044	5,000
Packages:				
Number inspected	30,308	24,326	20,531	40,000
Percent rejected	10.39%	12.23%	16.32%	10.00%

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	741,697	719,233	689,934	669,710
Cash	792,690	665,905	832,891	812,259
<b>Total</b>	1,534,387	1,385,138	1,522,825	1,481,969
Employees	20.04	18.92	19.57	19.75

**AGENCY 18 DEPARTMENT OF AGRICULTURE  
PROGRAM 057 BUREAU OF DAIRIES AND FOODS**

**PROGRAM OBJECTIVES**

---To insure sanitation in the production, sale, and distribution of food products, milk, and milk products.

**PROGRAM DESCRIPTION**

The food inspection section of this program is responsible for inspections of restaurants, taverns, grocery stores, food manufacturers, such as soft drink and water bottling plants, bakeries, and snack item processors, and other establishments involved with the production, distribution, or sale of food products. These inspections are to assure that the food is prepared, distributed, or sold in sanitary conditions and utilizing safe and sound practices according to state law and federal recommendations.

The milk inspection section performs sanitation inspection at dairy farms and at facilities involved in processing, handling, packaging, or selling of milk products. As part of the inspection activities, food, milk and milk product samples are collected and analyzed at the Department's laboratory to check the quality and safety of the product.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Licenses Issued:				
Food establishments	10,029	10,102	10,228	10,312
Milk permits	563	550	498	481
Inspections:				
Food establishments	17,873	17,586	16,960	17,127
Milk inspections	2,580	2,614	2,313	2,372

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	817,810	761,831	688,300	698,635
Cash	954,363	931,316	927,662	938,401
Federal	84,154	47,385	66,428	71,070
Revolving				
<b>Total</b>	1,856,327	1,740,532	1,682,390	1,708,106
Employees	22.92	20.62	19.84	19.93

**AGENCY 18 DEPARTMENT OF AGRICULTURE  
PROGRAM 061 AGRICULTURAL LABORATORIES**

**PROGRAM OBJECTIVES**

---To assist the regulatory divisions of the Department by accurately analyzing submitted samples.

**PROGRAM DESCRIPTION**

The Laboratory Division is located in the state laboratory facility in south Lincoln. The Agriculture Laboratory has four sections performing analyses in the areas of feed, fertilizer and agricultural lime, seeds, dairies and foods, and residues.

Feed, Fertilizer and Agricultural Lime Laboratory staff analyze samples of feeds, fertilizers and lime to determine whether the quality and content of the product is consistent with what is listed on the label. This lab also supports the department's prohibited materials (BSE) program by analyzing animal feeds for the presence of prohibited materials and other contaminants and adulterates. The Seed Laboratory analyzes agricultural and vegetable seeds offered for sale to determine compliance with the product label. The Dairies and Foods Laboratory analyzes samples of food, milk, and milk products to check product quality and safety. This laboratory also tests samples through a grant from USDA under the Food Emergency Response Network (FERN). The Residue Laboratory tests various commodities such as feed, grain, food, milk, water and environmental samples for the presence of pesticide residues. This laboratory also conducts specialized testing for other division laboratories. This laboratory also provides FERN testing under a grant from the US Food and Drug Administration.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Samples Analyzed:				
Food products	305	325	209	350
Feed, fertilizer & lime	4,230	3,687	3,993	4,000
Seeds	498	514	276	300
Dairy products	3,567	3,353	3,232	3,200
Residue	192	39	309	300

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	621,602	599,952	541,869	511,732
Cash	961,419	903,674	962,511	971,170
Federal	454,708	649,623	534,698	595,582
Revolving				
<b>Total</b>	2,037,729	2,153,249	2,039,078	2,078,484
Employees	19.95	19.80	18.86	19.06

**AGENCY 18 DEPARTMENT OF AGRICULTURE  
PROGRAM 063 BUREAU OF ANIMAL INDUSTRY**

**PROGRAM OBJECTIVES**

- To implement programs to control or eradicate livestock diseases.
- To monitor livestock movement and markets to make sure they meet livestock disease control regulations.

**PROGRAM DESCRIPTION**

The Bureau and its staff, with assistance from federal counterparts, private veterinarians and livestock producer affiliations are responsible for the detection, eradication and prevention of livestock diseases to maintain optimum health within the state's animal industries. Several activities and tools are used for this function: herd and individual testing, importation surveillance, investigations, tracing of animal movement, disease certification programs, sentinel programs, statutory and regulatory compliance, facility and record inspections, technology tools, reportable disease documenting, certificates of veterinary inspection, exhibition oversight, and others.

Certain operations are licensed by the Bureau, as a means to oversee livestock activity. Livestock auction markets, domestic corvine facilities, livestock dealers, pet feed and rendering facilities, and commercial dog and cat facilities are monitored, via state statutes and regulations, and accompanied by a licensing requirement. The Bureau is also charged with enforcing disease programs regulated by the USDA Veterinary Services, such as Tuberculosis, Brucellosis, Chronic Wasting Disease, Scrapie, Avian Influenza, Coggins, BSE, Salmonella Pullorum, and Pseudorabies. The federal animal identification effort is also implemented through the Bureau, as a means to identify animal movement in the event of a disease outbreak or other emergency situations.

In addition, the Bureau assumes a proactive approach to non-regulated, non federally-mandated program diseases which challenge the state's livestock industries. Outreach, education and surveillance efforts are in place for disease concerns such as West Nile Virus, Trichomoniasis, Johne's, Anthrax, and Vesicular Stomatitis.

Homeland Security activities are integrated throughout the objectives of the Division. Several initiatives have been incorporated into the Bureau's objectives, to include the Livestock Emergency Disease Response System (LEDRS), a Veterinary Corps which serves under this system, and a Veterinary Sentinel Group for field reporting. Activities within this initiative include: hands-on, extensive, emergency response training; participative exercises; development of formal agency plans; formation of liaisons with other agencies, implementation of incident Command Structure and educational biosecurity tools for consumers and others involved with livestock production.

**AGENCY 18 DEPARTMENT OF AGRICULTURE  
PROGRAM 063 BUREAU OF ANIMAL INDUSTRY (cont'd.)**

<b><u>STATISTICS</u></b>	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Licenses Issued:				
Auction Markets	45	45	45	45
Dealers	187	181	180	180
Pet Food & Rendering	31	37	38	40
Livestock Insp.:				
Market & Dealers	1,592	2,100	1,415	1,500
Pet Food & Rendering	98	197	117	150
Brucellosis	574	96	20	100
Pseudorabies	0	4	0	5
Tuberculosis	5,146	2,606	1,036	1,000
Livestock Movement	401	699	1,428	1,200
Bovine Spongiform Encephalopathy	376	474	326	400
Poultry Insp. & Tests	548	1,203	1,674	1,000
Scrapie	132	167	161	150
West Nile Virus	0	0	2	2
Johne's	0	0	0	0
Avian Influenza	193	3,108	3,790	3,500
High Path Avian Influenza	3,936	3,210	3,000	2,500
Vet Contacts	273	523	660	550
Cervine	337	480	475	450
Animal Premise ID	3,907	3,470	2,520	2,500
Miscellaneous Disease	178	175	95	100
Comm. Dog & Cat	1,144	1,272	1,331	1,268
Regulatory Program Herd Work	5,894	6,945	5,808	5,605
FAD Investigations	27	16	21	25

<b><u>BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	2,279,731	1,927,120	2,042,541	1,909,824
Cash	727,895	792,991	996,630	1,038,740
Federal	703,486	715,641	568,632	813,167
Revolving				
<b>Total</b>	3,711,112	3,435,752	3,607,803	3,761,731
Employees	30.94	29.84	30.13	31.91

**AGENCY 18 DEPARTMENT OF AGRICULTURE  
PROGRAM 333 BUREAU OF PLANT INDUSTRY**

**PROGRAM OBJECTIVES**

- To provide inspections to Nebraska plant and plant product growers and exporters who export their products to other state and foreign countries.
- To assure consumers that feeds, fertilizers, seeds and agricultural chemicals meet label guarantees and are safe and effective.
- To monitor the spread of various diseases, insects and plants in Nebraska.
- To designate weeds to be considered noxious in Nebraska and to monitor the implementation of the Noxious Weed Control Act.
- To certify commercial and private applicators using restricted use pesticide products and to develop state management plans to prevent pesticide contamination in groundwater.

**PROGRAM DESCRIPTION**

The Bureau provides a broad range of inspection coverage to a variety of agricultural products. These products include commercial feeds, commercial fertilizers, agricultural liming materials, and agricultural chemicals. The Bureau inspects nursery plants and nurseries to provide quality, viable nursery stock to the consumer. Inspections are conducted at grain elevators to determine if they meet certain grain export requirements of other states and countries. The noxious weed section provides guidance to the county weed superintendents and provides for inspections and evaluations of county weed programs. The Bureau is responsible for doing routine inspections on firms that use pesticides as well as following up on consumer complaints it receives where individuals feel that a misapplication of pesticides may have occurred.

The Nebraska Buffer Strip Act is a program that provides incentives to landowners to establish buffer strips on land to help reduce the levels of sediment, crop materials and other chemicals that are being introduced into surface water resources.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Inspections:				
Feed & fertilizer	7,413	6,574	7,211	7,024
Pesticides	1,584	1,568	1,285	1,379
Entomology	4,716	4,723	4,970	5,002
Noxious Weed	2,747	3,410	3,791	3,530
Grain Quality Certification	809	773	713	730

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	323,047	145,881	105,925	98,130
Cash	2,586,076	2,264,687	2,600,170	2,583,872
Federal	1,114,388	959,820	838,940	2,173,576
<b>Total</b>	4,023,511	3,370,388	3,545,035	4,855,578
Employees	35.38	32.85	31.77	32.62

**AGENCY 18 DEPARTMENT OF AGRICULTURE  
PROGRAM 382 POTATO DEVELOPMENT**

**PROGRAM OBJECTIVES**

- To develop and promote the production and marketing of potatoes.
- To provide information and assistance to the farmers in Nebraska who are involved in potato production.

**PROGRAM DESCRIPTION**

The Potato Development Act was passed in 1945 to create a division of potato development. The division is responsible for promotion, market development and research of potatoes grown in the state. An advisory committee appointed by the Governor consisting of three potato shippers and four potato growers was created to assist the Department in carrying out its duties. Research and development projects are funded by a check-off of up to two cents per hundred pounds of potatoes shipped. In addition, a state-federal potato inspection program has been implemented on a self supporting basis.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Nebraska potato production (CWT)	8,245,000	7,719,000	7,800,000	7,900,000

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	49,945	64,584	85,011	71,774
Federal				
Revolving				
<b>Total</b>	49,945	64,584	85,011	71,774
<b>Employees</b>	<b>.20</b>	<b>.20</b>	<b>.20</b>	<b>.20</b>

**AGENCY 18 DEPARTMENT OF AGRICULTURE  
PROGRAM 387 POULTRY AND EGG DEVELOPMENT**

**PROGRAM OBJECTIVES**

---To promote and develop the marketing, production, and utilization of poultry and eggs.

**PROGRAM DESCRIPTION**

This division was created in 1976 to develop research, education, and promotion programs to enhance the turkey and egg industry in the state. The Department of Agriculture is charged with the duty of administering the program with the assistance of an advisory committee. The advisory committee consists of the duly-elected directors of the Nebraska Poultry Industries, Inc. Activities include conducting production research programs in cooperation with the University of Nebraska, conducting regional and local meetings for consumers and producers, and research and development of new uses for turkey and eggs. Funding for these activities is generated by a fee of up to five cents per thirty dozen eggs sold, and a fee of up to three cents per turkey sold.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Eggs produced in NE (billion)	2,749	2,751	2,697	2,690
Poultry produced in NE:				
Layers on hand	9,620,000	9,419,000	9,192,000	9,190,000
Turkeys	926,545	1,826,379	2,018,434	2,000,000

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	139,407	213,184	148,588	245,000
Federal				
Revolving				
<b>Total</b>	139,407	213,184	148,588	245,000
Employees	1.18	1.08	1.07	1.09

**AGENCY 18 DEPARTMENT OF AGRICULTURE  
PROGRAM 564 AGRICULTURAL DEVELOPMENT**

**PROGRAM OBJECTIVES**

---To support the agricultural industry in Nebraska through the sponsorship of various informational and educational seminars, workshops, and meetings.

**PROGRAM DESCRIPTION**

The mission of this division is to support and enhance Nebraska's agricultural industry through educational activities that instruct, inform and challenge Nebraskans about the ever-changing role of agriculture through educational services, public relations and public information.

The Agricultural Development program sponsors several educational and informational conferences and seminars for individuals involved in agriculture. These programs include the Nebraska Agricultural Youth Institute and Urban Youth Farm Tour. The staff conducts informational exhibits at the State Fair and operates displays at Husker Harvest Days and the farm shows around the state. Federal funds utilized in this program were obtained through a large, one-time grant from the USDA and FMHA program designated as Rural Rehabilitation Funds.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash				
Federal	148,518	152,401	163,603	211,027
Revolving				
<b>Total</b>	148,518	152,401	163,603	211,027
Employees	.56	.51	.51	.51

## **AGENCY 19 DEPARTMENT OF BANKING AND FINANCE**

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**DIRECTOR:** John Munn  
 Commerce Court  
 1230 'O' Street, Suite 400  
 471-2171

**LEGISLATIVE** Phil Hovis  
**FISCAL OFFICE:** 471-0057

**EXECUTIVE** Gary Bush  
**BUDGET OFFICE:** 471-4161

### **AGENCY DESCRIPTION**

The State of Nebraska has chartered and supervised financial institutions since 1889. The Department of Banking and Finance is a regulatory agency which enforces statutes pertaining to the banking and financial industry to ensure compliance and to provide for public protection with sound financial institutions. The Department also includes the Nebraska Securities Bureau which is responsible for the registration and regulation of securities sold in the state, as well as the entities and persons engaged in their sale. The revenue to operate the Department is derived primarily from the registration of securities, financial institution examination fees and a fee based on financial institution assets. The director of the Department is appointed by the Governor.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General				
Cash	6,023,326	6,053,429	6,008,983	6,850,108
Federal				
Revolving				
<b>Total Operations</b>	6,023,326	6,053,429	6,008,983	6,850,108
Employees	65.46	62.20	59.32	69.00

**AGENCY 19 DEPARTMENT OF BANKING AND FINANCE  
PROGRAM 65 ENFORCEMENT OF STANDARDS--FINANCIAL  
INSTITUTIONS**

**PROGRAM OBJECTIVES**

- To enforce and administer laws regulating financial institutions and licensed entities.
- To examine the safety and soundness of financial institutions.

**PROGRAM DESCRIPTION**

The Department charters, licenses and examines financial institutions. Financial institutions include banks, trust companies, building and loan associations and credit unions. The Department also regulates small loan companies, sales finance companies, mortgage bankers, consumer rental purchase agreements and delayed deposit services.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Charters/Licenses of Record:				
Banks	178	177	174	175
Credit unions	19	19	18	17
Installment loan companies	14	13	11	11
Delayed deposit services	116	117	110	110
Billed Examinations & Visitations:				
Banks	111	111	106	110
Credit unions	11	15	10	9
Installment loan companies	13	15	13	11
Delayed deposit services	107	106	79	80

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	4,731,395	4,763,298	4,578,448	5,316,632
Federal				
Revolving				
<b>Total</b>	4,731,395	4,763,298	4,578,448	5,316,632
<b>Employees</b>	49.98	47.34	45.62	52.29

**AGENCY 19 DEPARTMENT OF BANKING AND FINANCE  
PROGRAM 66 ENFORCEMENT OF STANDARDS--SECURITIES**

**PROGRAM OBJECTIVES**

---To enforce and administer laws regulating the sale of securities and the securities industry in Nebraska.

---To enforce regulation of the marketplace so that legitimate businesses can generate capital.

**PROGRAM DESCRIPTION**

The Nebraska Securities Bureau has jurisdiction over all securities offered and sold in Nebraska or to Nebraska residents. The Bureau's responsibilities include the licensing and regulation of broker-dealers, investment advisers and their agents or representatives, whose numbers exceed 80,000. The Bureau is also responsible for the registration of securities and the enforcement of securities laws.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Broker dealers	1,425	1,416	1,320	1,350
Broker dealer agents	74,970	84,179	86,447	89,000
Investment advisors	1,115	1,161	1,186	1,225
Investment advisor representatives	3,273	3,419	3,420	3,500
Securities registrations:				
Number of registrations issued	28,523	29,217	28,965	29,330

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	1,291,931	1,290,131	1,430,535	1,533,476
Federal				
Revolving				
<b>Total</b>	1,291,931	1,290,131	1,430,535	1,533,476
<b>Employees</b>	15.48	14.86	13.70	16.71

# **AGENCY 21 STATE FIRE MARSHAL**

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**DIRECTOR:**

246 S. 14th Street  
1st Floor  
471-9478

**LEGISLATIVE**

Scott Danigole

**FISCAL OFFICE:**

471-0055

**EXECUTIVE**

Joe Wilcox

**BUDGET OFFICE:**

471-4178

## **AGENCY OBJECTIVES**

- Provide training, assistance and education to emergency response organizations addressing emergency incidents, acts of terrorism, fire prevention, inspections and public safety
- Perform fire investigations to deter arson and fraudulent claims
- Promote citizen awareness and safety by enforcing the Natural Gas Pipeline Safety Act and Petroleum Products and Hazardous Substance Storage and Handling Act
- Support building, structure, and vessel inspections and plans reviews to increase and justify the purpose for code compliance and life safety
- Administer a comprehensive statistical analysis program on fire and incidents in the state
- Promote interoperability among State, county and local agencies when responding to natural and manmade disasters
- Administer the reduced cigarette ignition propensity program

## **AGENCY DESCRIPTION**

The Office of the State Fire Marshal was created in 1909, providing fire safety to the citizens of the state. The State Fire Marshal is appointed by and serves at the pleasure of the Governor. The major duties of the Agency are: fire investigation, fire safety education, fire code and safety inspection; regulation of fireworks and underground storage tanks; certification of fire alarm inspectors; review of building plans; natural gas pipeline safety; enforcement of handicap accessibility laws, hazardous materials and terrorism incidents response; collection and compilation of facts and circumstances on all fires occurring within the state; statewide training of emergency response procedures for fire department personnel and other emergency response personnel; and issue certifications attesting to the fact that all manufacturers licensed to do business in the State of Nebraska are making and distributing cigarettes that comply with fire safe standards. All functions are supported with statistical analysis of employee data for duties and activities.

The State Fire Marshal Agency's mission is to provide measures for life and property protection from fire, environmental concerns, and building accessibility by means of inspections and plans reviews; provide emergency response training, education and certification; and homeland security response and mitigation assistance.

Our principles are to meet the needs of the citizens with professional inspections that address the potentially severe nature of fire situations, environmental impact, and training required for emergency response organizations; to develop uniform inspection, investigation, education and training policies and codes that address all facets of state demographics; to improve the outcome of all services whereas life and dollar loss are reduced; to increase the awareness and need for qualified and quantified accessibility policies; to provide education, training, and response support for hazardous materials incidents and defined acts of terrorism; and to continue our efforts to increase performance measure evaluation systems to meet the requirements by statute for justified budgeting requests.

Our principles will specifically address a building plan review and inspection program, undetermined fire investigation capability, promotion of safety and awareness of dangers associated with gas pipelines, the inspection of underground storage tanks for purposes of protecting the environment from inherent dangers, hazardous materials and weapons of mass

## AGENCY 21 STATE FIRE MARSHAL, cont'd.

destruction response and assistance, and the operation of a statewide emergency services training program. The Agency functions as a lead provider in the Nebraska Hazardous Incident Response Team (NHIT) and the Wildland Incident Response and Assistance Team (WIRAT).

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
<b>OPERATIONS:</b>				
General	4,145,642	4,163,069	3,902,822	3,991,920
Cash	983,610	922,909	935,662	1,711,311
Federal	541,146	550,810	532,465	286,907
Revolving				
<b>Total Operations</b>	5,670,398	5,636,788	5,370,949	5,990,138
<b>STATE AID:</b>				
General				
Cash	27,585	7,513	42,262	0
Federal		117,900	108,814	55,000
<b>Total State Aid</b>	27,585	125,413	151,076	55,000
<b>TOTAL FUNDS:</b>				
General	4,145,642	4,163,069	3,902,822	3,991,920
Cash	1,011,195	930,422	977,924	1,711,311
Federal	541,146	668,710	641,279	341,907
Revolving	0	0	0	0
<b>Total Budget</b>	5,697,983	5,762,201	5,522,025	6,045,138
Employees	71.00	68.12	65.81	67.50

**AGENCY 21 STATE FIRE MARSHAL**  
**PROGRAM 193 PROTECTION OF PEOPLE AND PROPERTY/OPERATIONS**

**PROGRAM OBJECTIVES**

- Conduct plan reviews to increase and justify code compliance and life safety issues, conduct inspections for fire and life safety, provide emergency assistance for hazmat incidents and acts of terrorism, provide training to deputy inspectors, and provide team members for the Nebraska Hazardous Incident Team (NHIT) and Wildland Incident Response and Assistance Team (WIRAT).
- Conduct fire investigations, organize litigious preparation on investigations, enforce accessibility standards, and license fireworks distributors and retailers.
- Provide grain elevator inspections, and regulate the handling, use and storage of hazardous materials.
- Provide training to emergency response organizations on incident response reporting, and support the compilation of state incident data for the federal government.
- Present fire prevention education to the public, provide on-site education with fire safety simulation, provide training to delegated authorities, and certify fire alarm inspectors.
- Inspect all gas pipeline operators and their subdivisions at least once every three years, and enforce the Pipeline Safety Act.
- Promote the use of the Nebraska One-Call Notification System especially by the public.
- Assist the gas pipeline operators in liaison and training of public safety officials.
- Inspect facilities for compliance with safe handling practices and leak detection procedures
- Maintain and oversee a licensing and certification system for tank installers, removers, and cathodic protection testers, and investigate reported or suspected releases.
- Reduce the total number of fires caused by the careless mishandling of smoking materials.

**PROGRAM DESCRIPTION**

The State Fire Marshal Agency conducts an inspection program with emphasis on the correction of fire code deficiencies. Fire safety inspections are conducted at schools, hospitals, nursing homes, day care sites, flammable liquid storage sites, gas pipelines and other public buildings. Building blueprints are examined for compliance with fire and life safety standards and accessibility standards. Fires are investigated at the request of local officials or the discretion of the State Fire Marshal. Fire safety is taught in schools and local communities.

Personnel respond to emergencies involving hazardous materials or other homeland security issues. Rules and regulations are developed and enforced to control the handling, use, and storage of hazardous materials. Fire and incident reports are gathered and analyzed, and training is provided on computerized reporting systems. Inspection activities are partially supported by cash funds from inspections and registrations.

Program 225 within the State Fire Marshal Agency conducts fire prevention activities, performs inspections and fire investigations. These activities are measured by hours spent on those functions, number of citizens contacted regarding fire prevention, facilities inspected with hours contributing to those inspections, and types of inspections. All fires must be reported, accounted for, and filed by date and incident number. To support inspections, plans reviewed are accounted for by numbers and contact hours. All activities are measured against a number of staff performing listed responsibilities of the Agency.

Current performance evaluations are based on an accountability system of codes per functions. This system addresses all types of inspections including specifics on travel, initial visits, reports completed, revisits, and any additional contact time. These inspections are listed by type, purpose, and affiliation. Fire Prevention activities are measured by hours spent conducting presentations per site, numbers of attendees, which is measured by adults and children, and number of sites for presentations. Classes that address any of these functions are evaluated by student attendance and contact hours.

**AGENCY 21 STATE FIRE MARSHAL  
PROGRAM 193 PROTECTION OF PEOPLE AND PROPERTY/OPERATIONS,  
Cont'd.**

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Plans reviewed	1,811	2,851	2,875	2,900
Fire prevention participants	344	342	323	335
Fire safety inspections	10,856	11,713	16,852	18,000
Investigations – (suspicious fires, Post-blast explosions & arson-related crimes)	2,592	3,179	3,127	3,127
Inspect grain elevator facilities (ea. 3 yrs.)	280	212	145	145

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	3,193,651	3,110,944	2,921,499	2,941,417
Cash	983,530	922,212	928,209	1,609,763
Federal	472,624	493,068	457,547	286,907
Revolving				
<b>Total</b>	4,649,805	4,526,224	4,307,255	4,838,087
Employees	61.8	60.0	57.77	59.50

**AGENCY 21 STATE FIRE MARSHAL  
PROGRAM 193 PROTECTION OF PEOPLE AND PROPERTY/AID**

**PROGRAM OBJECTIVES**

---To regulate the storage of flammable liquids in underground tanks.

**PROGRAM DESCRIPTION**

The State Fire Marshal reimburses seven delegated authority cities for inspection and enforcement activities in the underground storage tank program. This is the 'aid to government' program whereas the cities are reimbursed for conducting inspections per the State Fire Marshal regulations.

These funds originate as Federal Funds and are appropriated as such. Since the federal funds were a reimbursement, they were expended as Cash Funds and are shown in the table below as Cash Fund expenditures. The federal monies are now available as a "draw-down" , so future expenditures will show as federal.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Number of delegated authorities	7	7	7	7

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	27,585	7,513	42,262	0
Federal		117,900	108,814	55,000
Revolving				
<b>Total</b>	27,585	125,413	151,076	55,000
Employees	0	0	0	0

**AGENCY 21 STATE FIRE MARSHAL  
PROGRAM 340 TRAINING DIVISION**

**PROGRAM OBJECTIVES**

- Provide the basic emergency response training for the fire service, designed to establish the platform for advanced training.
- Provide advanced levels of emergency response training and specialized response training.
- Improve the computer technology in curriculum design and presentation, and upgrade the web-based course request, registration and application process on the website.
- Increase the levels of the certification program, including designated test sites and testing props for consistency and continuity.

**PROGRAM DESCRIPTION**

The Training Division operates a statewide training program for fire department personnel, persons involved in fire safety education, and emergency responders from various service fields that require specialized training on abnormal types of emergencies.

The Division presents a broad spectrum of entry level training courses, certifies fire department personnel, provides technical assistance to emergency response organizations and conducts specialized training. The Division promotes and supports specialized training for the development, maintenance and updating of fire department personnel and other emergency response personnel to refine their skills to handle unique emergencies. Presentations include live fire training exercises, hazardous materials response levels, high-angle rope rescue, confined space rescue, trench rescue, respiratory protection apparatus, thermal imaging camera operations, wildland firefighting and Red Card training, NIMS: Incident Command System levels, incident management systems with simulation, and farm machinery and vehicle accidents.

Division employees serve as members of the Nebraska Hazardous Incident Team (NHIT) and the Wildland Incident Response and Assistance Team (WIRAT). The Division also provides training to the Nebraska Law Enforcement Training Center and Emergency Medical Services programs.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Courses instructed	292	244	323	339
Participants in FF1 Certification	3,170	1,432	1,568	1,646
Participants-other courses	5,501	2,792	3,214	3,375
% of firefighters taking classes	57*	73	77	77

\*Reduction reflects three months of class cancellations due to PSL shortage

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	841,571	839,763	773,383	830,834
Cash	80	697	3,982	21,567
Federal	68,522	57,742	74,918	0
Revolving				
<b>Total</b>	910,173	898,202	852,283	852,401
Employees	8.40	8.11	8.04	8.00

**AGENCY 21 STATE FIRE MARSHAL  
PROGRAM 415 VOLUNTEER RECRUITMENT AND RETENTION**

**PROGRAM OBJECTIVES**

Provisions related to the State Fire Marshal agency were repealed in the 102nd Legislature, First Session, 2012 by LB 121.

<b><u>BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	4,345	3,413		
Cash				
Federal				
Revolving				
<b>Total</b>	4,345	3,413	0	0
Employees	.2	.2		

**AGENCY 21 STATE FIRE MARSHAL  
PROGRAM 845 NEBRASKA PUBLIC SAFETY COMMUNICATIONS SYSTEM**

**PROGRAM OBJECTIVES**

---To promote interoperability among State, county and local agencies when responding to natural and manmade disasters allowing these emergency responders to maintain communications and cohesiveness with a statewide public safety communication system.

**PROGRAM DESCRIPTION**

The state communications system will integrate into regional communications systems as a peer region and fit into the goals of the statewide interoperability strategy. The State Fire Marshal's agency is one of the emergency response organizations who will benefit from a statewide public safety communications system. The program will allow vital communications among those agencies who are responding to and involved with major incidents.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	106,075	208,949	207,940	219,669
Cash			3,471	79,981
Federal				
Revolving				
<b>Total</b>	106,075	208,949	211,411	299,650
Employees	0	0	0	0

## **AGENCY 22 DEPARTMENT OF INSURANCE**

---

**COMMISSIONER:**

Bruce Ramage  
 The Terminal Building  
 941 "O" Street, Suite 400  
 471-2201

**LEGISLATIVE**

Sandy Sostad

**FISCAL OFFICE:**

471-0054

**EXECUTIVE**

Joe Wilcox

**BUDGET OFFICE:**

471-2526

**AGENCY DESCRIPTION**

The Department of Insurance is responsible for the general supervision, control and regulation of insurance companies, associations and societies, and the business of insurance in Nebraska, including companies in the process of organization. The Director of Insurance is appointed by the Governor and is charged with the duty to enforce and execute the insurance laws of Nebraska and to make necessary rules and regulations to carry out the laws. The Department is funded with revenue received from occupational licenses and administrative fees. The major responsibilities of the Department are to:

1. Supervise, license and regulate insurance companies, agents, agencies, brokers and consultants;
2. Issue Certificates of Authority permitting companies to sell insurance in the state;
3. Institute corrective action when an insurance company is faced with financial difficulties;
4. Perform financial and market conduct examinations of domestic and foreign insurance companies;
5. Approve and evaluate continuing education courses;
6. Investigate inquiries from consumers and alleged violations of insurance laws;
7. Act as a depository for domestic insurers required to maintain securities for the benefit of their policyholders;
8. Review and approve/disapprove all rates and insurance policies, riders, and endorsements sold in Nebraska;
9. Administer the Nebraska Medical Malpractice Excess Liability Fund;
10. License and regulate ancillary but related areas of health maintenance organizations, prepaid legal service corporations, service contract companies, motor clubs, prepaid dental corporations, the comprehensive health insurance pool, intergovernmental risk management pools, risk retention and purchasing groups and pre-need burial services.

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	10,278,630	8,608,686	8,464,686	11,447,027
Federal	1,722,479	2,710,317	2,928,372	1,425,670
Revolving				
<b>Total</b>	12,001,109	11,319,003	11,393,058	12,872,697
Employees	107.96	103.59	100.75	108.00

**AGENCY 22 DEPARTMENT OF INSURANCE  
PROGRAM 068 MEDICAL PROFESSIONAL LIABILITY**

**PROGRAM OBJECTIVES**

- Coordinate implementation of the provisions of the Nebraska Hospital-Medical Liability Act.
- Administer the qualification and surcharge collection from health care providers electing to qualify under the Act.
- Establish and monitor cash reserves for professional liability actions brought against qualified health care providers.
- Enhance the protection of assets of the Excess Liability Fund through expanded involvement in the defense and settlement of claims against qualified health care providers.

**PROGRAM DESCRIPTION**

The Medical Professional Liability Division administers the Nebraska Hospital-Medical Liability Act. Included in this Division's responsibilities are processing applications for coverage, determining and collecting premiums, monitoring and settling claims, and paying claim settlements, judgments, and loss adjustment expenses from the Excess Liability Fund and Residual Fund.

The salaries of the Medical Professional Liability Division staff and division operating expenses, including support provided by other divisions, are paid out of the Insurance Cash Fund from income which is derived from charges for administration of the Nebraska Medical Malpractice Excess Liability Fund. This program does not utilize any General Fund revenue.

**STATISTICS\***

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
# of physicians participating in Excess Fund	3,971	3,980	3,989	4,000
Balance in Excess Fund	\$75,110,513	86,235,403	89,872,354	90,000,000
Amount of paid claims	\$5,857,305	5,400,035	4,328,337	5,000,000

\*Calendar Year

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	196,086	195,466	171,776	195,035
Federal				
Revolving				
<b>Total</b>	196,086	195,466	171,776	195,035
<b>Employees</b>	<b>.73</b>	<b>.73</b>	<b>.47</b>	<b>1.00</b>

**AGENCY 22 DEPARTMENT OF INSURANCE  
PROGRAM 69 ENFORCEMENT OF STANDARDS - INSURANCE**

**PROGRAM OBJECTIVES**

- To enforce insurance laws and regulate insurance industry practices.
- To protect policyholders by reviewing and approving premium rates.
- To license qualified agents, agencies, brokers, consultants and companies.
- To investigate and attempt to resolve consumer complaints.
- To determine the financial condition of each licensed insurance company through examination.
- To determine if insurance companies have engaged in illegal or unfair practices.
- To collect premium tax, fire insurance tax and Worker's Compensation Second Injury and Vocational Rehabilitation taxes.

**PROGRAM DESCRIPTION**

The program provides general supervision, control and regulation of all insurance companies licensed to do business in the state. The staff enforces compliance with laws by all licensed insurers, agents, agencies, brokers, and consultants and process applications by insurers for authority to do business.

The Department licenses agents, agencies, brokers and consultants and administers continuing education requirements. Insurance rates are regulated to ensure they are not excessive, inadequate or unfairly discriminatory. Policy forms and rate filings are reviewed to assure compliance with the law. Staff investigates and provides assistance in resolving complaints made by the general public against insurance companies and producers and also investigates allegations of fraud in the insurance industry. Insurance company financial reports, forms and rate filings are maintained and are made available to the public for review.

The Department is required to examine domestic companies at least once every four years. Companies domiciled in other states and licensed in Nebraska are also examined. The cost to conduct examinations is funded by cash funds received from the insurance companies being examined. The Department collects premium tax and other related taxes and reviews company annual statements to determine that the correct amount of tax has been remitted. The tax revenues are distributed to the General Fund, political subdivisions and other governmental entities. Federal grant funds are primarily used to implement the Patient Protection and Affordable Care Act (2010), CHIP, and a senior consumer protection program.

**STATISTICS\***

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Insurance companies regulated:				
Foreign	1,455	1,459	1,444	1,450
Domestic	106	105	105	105
Agents licensed:				
Resident	16,527	16,349	15,890	16,000
Non-resident	49,777	53,369	54,757	55,000
Total appointments issued	314,382	315,123	317,913	320,000
Complaint investigations closed	1,669	1,600	1,398	1,500
Fraud investigations closed	601	492	596	625
Companies examined:				
Financial exam	25	26	30	30
Market conduct exam	9	7	3	5

\*Calendar Year

**AGENCY 22 DEPARTMENT OF INSURANCE  
PROGRAM 69 ENFORCEMENT OF STANDARDS - INSURANCE, CONT'D.**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	10,082,540	8,413,198	8,292,901	11,242,492
Federal	1,722,479	2,710,317	2,928,372	1,425,670
Revolving				
<b>Total</b>	11,805,019	11,123,515	11,221,273	12,668,162
Employees	107.23	102.86	100.28	107.00

**AGENCY 22 DEPARTMENT OF INSURANCE  
PROGRAM 556 LIQUIDATION OF INSURANCE COMPANIES**

**PROGRAM OBJECTIVES**

- To liquidate insolvent insurance companies.
- To sell and distribute assets of liquidated companies.
- To rehabilitate insolvent companies.

**PROGRAM DESCRIPTION**

This program provides the agency with an appropriation to be utilized on an as-needed basis to enable the Department to undertake corrective actions necessary as a result of an insurance company's insolvency, impairment, or deficiency. The appropriation enables the Department to undertake and maintain an action of conservatorship or liquidation in accordance with statutory provisions.

The program appropriation is restricted and can only be expended in special limited circumstances. Since it is impossible to predict the number of companies, if any, which might require corrective action, the appropriation is to be used only if and when a need arises for such action. This provides a direct accounting of all monies used for this purpose and prevents accelerated spending in other budgeted programs. All expenditures under this program are from the Insurance Cash Fund.

<b><u>BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	4	23	9	9,500
Federal				
Revolving				
<b>Total</b>	4	23	9	9,500
Employees	0	0	0	0

## AGENCY 23 DEPARTMENT OF LABOR

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**COMMISSIONER  
OF**

**LABOR:** Catherine Lang  
550 S. 16th Street  
P.O. Box 94600  
471-5919

**LEGISLATIVE  
FISCAL OFFICE:**

Doug Gibbs  
471-0051

**EXECUTIVE  
BUDGET OFFICE:**

Gary Bush  
471-4161

### AGENCY DESCRIPTION

The Nebraska Department of Labor provides temporary income replacement to Nebraska job seekers. It also implements and enforces state laws, and distributes unemployment insurance compensation benefits. The Department provides job search assistance by helping job seekers to research employers, complete skill assessments, create resumes and cover letters, and access labor market information. The Department administers specialized job training and employment programs. They also enforce labor laws and do boiler, conveyance/elevator and amusement ride inspections. Elements of the current Department were initially established in 1877 through the creation of a Bureau of Labor, Census and Industrial Statistics. The director of the agency is the Labor Commissioner, who is appointed by, and serves at the pleasure of the Governor.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
<b>OPERATIONS:</b>				
General	548,395	368,533	367,514	497,939
Cash	1,461,732	1,272,669	4,133,900	2,000,578
Federal	35,680,409	37,546,899	33,454,318	34,217,170
Revolving	0	0	0	0
<b>Total Operations</b>	<b>37,690,536</b>	<b>39,188,101</b>	<b>37,955,732</b>	<b>36,715,687</b>
<b>STATE AID:</b>				
General	0	0	0	0
Cash	0	0	0	0
Federal	8,281,609	6,890,289	8,940,164	11,504,743
<b>Total State Aid</b>	<b>8,281,609</b>	<b>6,890,289</b>	<b>8,940,164</b>	<b>11,504,743</b>
<b>TOTAL FUNDS:</b>				
General	548,395	368,583	367,514	497,939
Cash	1,461,732	1,272,669	4,133,900	2,000,578
Federal	43,962,018	44,437,188	42,394,482	45,721,913
Revolving	0	0	0	0
<b>Total Budget</b>	<b>45,972,145</b>	<b>46,078,390</b>	<b>46,895,896</b>	<b>48,220,430</b>
Employees	396.0	361.0	338.0	391.0

**AGENCY 23 DEPARTMENT OF LABOR  
PROGRAM 31 DIVISION OF EMPLOYMENT**

**PROGRAM OBJECTIVES**

Provide unemployment insurance compensation benefits to Nebraskans unemployed through no fault of their own.

Provide free employment services to unemployed job seekers.

Provide training services to unskilled and displaced workers.

**PROGRAM DESCRIPTION**

Unemployment Insurance taxes are collected from Nebraska employers and held in the Nebraska Unemployment Insurance Fund, for payment of unemployment insurance claims, by the Nebraska Claims Center. The Nebraska Department of Labor Career Centers assists unemployed workers to gain employment. The Career Centers, and Employment and Training, help job seekers to search for available jobs, research employers, complete skills assessments, develop resumes and cover letters, and provide labor market information. These services are offered on-line or by the local career center. For the most part the Nebraska Department of Labor operates on funds from the United States Department of Labor. Other funds are derived from penalties and interest on delinquent payments of unemployment compensation contributions by employers. These funds are deposited in the Employment Security Special Contingent Fund and are used for emergencies, capital facilities acquisitions, and improvements.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Average claimants/month working in covered employment:	890,202	882,123	892,865	903,178*
Initial claims filed:	112,222	103,415	96,586	90,168
Average duration (weeks) of benefits:	15.40	14.77	14.07	13.45
Average UI weekly benefit per claim:	\$245.02	\$247.94	\$255.59	\$260.75
Number of subjected employers:	48,114	48,213	49,884	56,476*

\*Includes new Consumer Directed In-home Services Employment through providers who are now reflected as employees of the HHS counted as subject employer's service recipients client in both the subject employer, and employee number totals and also counted in the covered employment number.

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	0	0	0	0
Cash	8,763	0	2,820,969	574,750
Federal	43,447,476	43,895,715	41,802,850	45,065,541
Revolving	0	0	0	0
<b>Total</b>	43,456,239	43,895,715	44,623,819	45,640,291
Employees	363.0	335.0	314.0	364.0

**AGENCY 23 DEPARTMENT OF LABOR  
PROGRAM 187 WORKPLACE SAFETY CONSULTATION**

**PROGRAM OBJECTIVES**

Subject all employers to occupational safety and health inspections covering their Nebraska operations.

**PROGRAM DESCRIPTION**

The Workplace Safety Consultation Program was created in 1993 by LB 757. This program was funded until 1996 by a one-quarter of one-percent assessment on the amount of workers' compensation insurance sold in Nebraska and a similar assessment was imposed on risk management pools. After 1996, the program was funded by fees collected from employers for consultations and inspections. Employers are selected for inspections based upon factors that would identify the likelihood of workplace injuries. Some of the inspection factors include the amount of workers' compensation premium, past safety experience, or workplace hazards reported to a governmental agency (Labor, Workers' Compensation Court, or the Department of Insurance). All funds collected for this program are deposited in the Workplace Safety Consultation Program Cash Fund and are used only for administering the Workplace Safety Consultation Program. This program ceased operations in 2003 due to lack of funds.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	0	0	0	0
Federal				
Revolving				
<b>Total</b>	0	0	0	0
Employees	0	0	0	0

**AGENCY 23 DEPARTMENT OF LABOR  
PROGRAM 194 DIVISION FOR PROTECTION OF PEOPLE AND PROPERTY**

**PROGRAM OBJECTIVES**

Protect working Nebraskans by enforcing the Wage and Hour Act, child labor laws and other state labor laws.

Enforce health and safety laws and to provide occupational safety consultations to employers upon request.

Enforce safety standards established for the operation of boilers, Conveyance-Elevators/Amusement rides.

**PROGRAM DESCRIPTION**

The Labor Law division of the program investigates and resolves complaints of violations of state labor law, monitors the issuance of employment certificates to minors, and licenses private employment agencies, professional employer organizations, and contractor registration. The division also investigates violations regarding misclassified workers, non-English speaking workers protection, farm labor contractors, and meatpacking industry workers rights.

The Safety division of the program, at the request of private employers, conducts safety inspections to insure that working conditions are safe, and boilers, conveyance-elevators, and amusement rides are inspected and certified by the Commissioner.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
<b>Safety:</b>				
Elevators inspected:	5,075	3,500	3,500	3,500
Boilers inspected:	10,729	10,729	10,729	10,729
Private employment agencies licensed:	1	1	1	1
Minor employment certificates issued:	4,473	4,600	4,600	4,600
Amusement ride inspections:	344	340	340	340

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	548,395	368,533	367,514	497,939
Cash	1,452,969	1,272,669	1,312,931	1,425,828
Federal	514,542	541,473	591,632	656,372
Revolving	0	0	0	0
<b>Total</b>	2,515,906	2,182,675	2,272,077	2,580,139
Employees	32.0	26.0	24.0	26.0

## AGENCY 24 DEPARTMENT OF MOTOR VEHICLES

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**DIRECTOR:** Beverly Neth  
 First Floor West  
 State Office Building  
 471-2281

**LEGISLATIVE** Sandy Sostad  
**FISCAL OFFICE:** 471-0054

**EXECUTIVE** Dave Spatz  
**BUDGET OFFICE:** 471-4179

### **AGENCY DESCRIPTION**

The Department of Motor Vehicles, created in 1957, administers laws pertaining to motor vehicle drivers and the operation of motor vehicles.

The department is organized into three major service areas which are **Support Services**, which includes administration and information systems; **Motor Carrier Services**, which provides a variety of programs related to the trucking industry; and **Driver and Vehicle Services**, which includes driver and vehicle records, the financial responsibility section, driver license examining, and legal services. Although the main office is located in Lincoln, there are driver's license examiners working in all Nebraska counties. Federal funds are used to implement the Nebraska Highway Safety Program. Cash funds are received from two major sources; fees paid by individuals and transfers from other funds such as the Highway Trust Fund.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	0	0	0	0
Cash	19,933,228	25,764,997	21,452,399	19,747,106
Federal	323,907	257,117	467,384	999,687
Revolving	0	0	0	0
<b>Total Operations</b>	20,257,135	26,022,114	21,919,783	20,746,793
<b>STATE AID:</b>				
General	0	0	0	0
Cash	144,375	162,900	91,425	110,700
Federal	(3,000)	0	0	0
<b>Total State Aid</b>	141,375	162,900	91,425	110,700
<b>TOTAL FUNDS:</b>				
General	0	0	0	0
Cash	20,077,603	25,927,897	21,543,824	19,857,806
Federal	320,907	257,117	467,384	999,687
Revolving	0	0	0	0
<b>Total Budget</b>	20,398,510	26,185,014	22,011,208	20,857,493
Employees	191.95	188.73	188.16	195.75

**AGENCY 24 DEPARTMENT OF MOTOR VEHICLES  
PROGRAM 70 ENFORCEMENT OF STANDARDS -  
MOTOR VEHICLES/OPERATIONS**

**PROGRAM OBJECTIVES**

- To enforce and administer the laws pertaining to motor vehicle titles, registration, and motor carrier registration.
- To enforce and administer the laws pertaining to driver examinations, driver records, and the Safety Responsibility Act of 1949.
- To provide supervision, guidance and central services for the agency.

**PROGRAM DESCRIPTION**

The program contains the department's three service areas. Support Services includes the Administration and Information Systems Areas which provide support and management services such as accounting, budgeting, personnel and interoffice mail to other divisions of the agency. Internal AS/400 and PC computer system support, project management, Website development and maintenance, system and computer training and support training for county officials is also provided.

The Motor Carrier Services "One-Stop Shop" administers a variety of programs relating to the trucking industry. These programs include the International Registration Plan (IRP), a vehicle registration program that collects and distributes registration fees between member states, and the International Fuel Tax Agreement (IFTA), an agreement between member states to equitably distribute fuel tax. In 2007, the division began administration of the Unified Carrier Registration (UCR) program which replaced the Single State Registration System (SSRS) and Interstate Application Program (Bingo Card Program). This program ensures that proper authority and insurance is maintained by regulated carriers operating through Nebraska and other states and ensures proper insurance has been filed for private and/or exempt carriers.

Motor Carrier Services also issues routine over dimensional permits, particularly the Continuous Safety Permit, which allows legal loads operation privileges on the interstate when registered at over 80,000 lbs. Certificates of title, notation of liens and collection of sales tax and tire fees is also done for apportioned vehicles. Motor carrier fuel and mileage records are audited in accordance with IRP and IFTA agreements.

Titles and Registrations maintains records of all vehicles registered and titled in the state and is responsible for the administration of title, lien and registration laws relating to motor vehicles. This section manages the help desk for the county Vehicle Title and Registration (VTR) computer system.

Driver and Vehicle Services includes the areas of Financial Responsibility, Driver and Vehicle Records, Driver License Examining and Legal Services. The Financial Responsibility Section enforces and administers the Safety Responsibility Act of 1949. Staff process and analyze accident reports, assess points for traffic violations, suspend and revoke driver licenses, reinstate suspended or revoked driver licenses, issue employment driving permits and prepare legal transcripts.

The Driver and Vehicle Records Section (DVR) enter and maintain driver record information on the computer database and maintain records of vehicles registered and titled in the state. DVR administers title, lien and registration laws relating to motor vehicles and the issuance of driver licenses. DVR processes requests for driving record abstracts, vehicle registration and titling information, handicapped parking permits and specialty license plates. Assistance is provided to county treasurers in the issuance of driver licenses and the operation of the Vehicle Title and Registration (VTR) Computer System through the DVR Help Desk. DVR also houses a Fraud Unit that investigates identity theft, fraud and title and odometer fraud.

**PROGRAM 70 ENFORCEMENT OF STANDARDS -  
MOTOR VEHICLES/OPERATIONS, CONT'D.**

The Driver License Examining area conducts initial, renewal and requested examinations of all motor vehicle operators. Drivers are evaluated as to their physical and mental qualifications, knowledge of traffic safety laws and skill in driving. Driver safety courses are also approved and audited by staff.

Legal Services holds a variety of administrative hearings, manages the administrative License Revocation Act (ALR), provides legal advice and research to management on agency-related matters, drafts proposed legislation and agency contracts, tracks and analyzes legislative bills and drafts rules and regulations.

<b><u>STATISTICS*</u></b>	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Certificate of title	590,324	512,606	630,986	625,275
Motor vehicle registrations**	2,049,481	2,068,293	2,104,178	2,110,250
Nebraska-based motor carriers	3,965	3,976	3,998	4,060
Motor carrier audits***	286	309	322	325
Suspensions/revocations	63,420	61,226	63,968	64,000
Total reinstatements	49,487	55,842	57,682	58,000
Driver license exams conducted	512,631	509,290	522,177	525,000
Driver licenses/permits/ ID cards issued	438,277	458,148	489,069	481,650
Administrative license revocation hearings processed	5,730	5,165	5,150	2,575
Licensed drivers	1,380,859	1,383,840	1,388,987	1,391,000

\*Calendar year statistics-2009-10 statistics relate to calendar year 2010, etc.

\*\*Vehicle registrations are total less apportioned, permanent license issue, tax exempt and government.

\*\*\*Motor carrier audits include IRP & IFTA.

<b><u>BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	16,012,047	17,145,165	17,393,562	17,704,007
Federal	304,672*	257,117	467,384	999,687
Revolving				
<b>Total</b>	16,316,719	17,402,282	17,860,946	18,703,694
<b>Employees</b>	191.43	188.73	188.16	195.75

\*Includes \$118,504 federal aid funds

**AGENCY 24 DEPARTMENT OF MOTOR VEHICLES  
PROGRAM 90 MOTOR VEHICLE LICENSE PLATES**

**PROGRAM OBJECTIVES**

- To provide license plates, of all types, to Nebraska counties.
- To increase the efficiency of ordering and distributing license plates to the counties.
- To design a more efficient license plate numbering and manufacturing system.

**PROGRAM DESCRIPTION**

The program receives orders from all counties for motor vehicle license plates and insures that adequate plates and revalidation stickers are delivered to the counties by the Department of Correctional Services. The funds used for the production of plates and stickers in this program are transferred from the Highway Trust Fund to the License Plate Cash Fund. License plates are issued for six years. Production of the 2011 issuance of plates began in 2009-10 and continued in 2010-11 and 2011-12.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
License plates produced	1,235,990	2,713,206	1,251,490	643,501
Revalidation stickers	5,242,642	4,463,045	5,450,772	5,450,772

\*Calendar year statistics-2009-10 statistics relate to calendar year 2010 etc.

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	0	0	0	0
Cash	3,908,030	8,617,655	4,049,566	2,140,509
Federal	0	0	0	0
Revolving	0	0	0	0
<b>Total</b>	3,908,030	8,617,655	4,049,566	2,140,509
Employees	0	0	0	0

**AGENCY 24 DEPARTMENT OF MOTOR VEHICLES  
PROGRAM 644 HIGHWAY SAFETY/OPERATIONS**

**PROGRAM OBJECTIVES**

- To implement the National Highway Safety Act of 1966.
- To reduce traffic fatalities and accidents within Nebraska.
- To administer the Motorcycle Safety Act.

**PROGRAM DESCRIPTION**

This program housed the Nebraska Office of Highway Safety until it was transferred to the Department of Roads on July 1, 2009. The federal funds shown in the program relate to final expenditures of the Highway Safety Program in the agency.

The program also was responsible for the Motorcycle Safety Education Act. A bill passed in 2011, rewrote the motorcycle training laws and eliminated the Motorcycle Training Education Fund effective January 1, 2012. The cash funds shown in the program are for administration of motorcycle safety laws.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Nebraska vehicle miles (millions)	18,864	na	na	na
Nebraska death rate*	1.20	na	na	na
National death rate*	1.30	na	na	na
Motorcycle riders trained	1,925	2,172	1,219	na

\*Per 100 million vehicle miles

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	0	0	0	0
Cash	13,151	2,176	9,272	13,290
Federal	19,235	0	0	0
Revolving	0	0	0	0
<b>Total</b>	32,386	2,176	9,272	13,290
Employees	.52	0	0	0

**AGENCY 24 DEPARTMENT OF MOTOR VEHICLES  
PROGRAM 644 HIGHWAY SAFETY/AID**

**PROGRAM OBJECTIVES**

- To implement the National Highway Safety Act of 1966.
- To reduce traffic fatalities and accidents within Nebraska.
- To provide aid for motorcycle safety courses.

**PROGRAM DESCRIPTION**

Effective July 1, 2009, the Office of Highway Safety was transferred to the Department of Roads so federal highway safety funds are no longer expended through this program.

The cash funds shown in this program are received from motorcycle registration and motorcycle operator fees and deposited in the Motorcycle Safety Education Fund. The funds are allocated to schools, businesses or organizations which conduct motorcycle safety courses.

Effective January 1, 2012, LB 170 (2011) repealed provisions providing reimbursement to providers of motorcycle safety education courses for students successfully completing a training course. The funds appropriated in FY13 will not be expended due to the repeal of the aid reimbursement program. The proceeds of the Motorcycle Safety Education Fund were transferred to the Highway Trust Fund (75%) and the Department of Motor Vehicles Cash Fund (25%) as directed by the bill.

<b><u>BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	0	0	0	0
Cash	144,375	162,900	91,425	110,700
Federal	(3,000)	0	0	0
Revolving	0	0	0	0
<b>Total</b>	141,375	162,900	91,425	110,700
Employees	0	0	0	0

## AGENCY 25 HEALTH AND HUMAN SERVICES

**DIRECTOR:** Kerry Winterer  
Third Floor  
State Office Building  
471-9106

**LEGISLATIVE** Sandy Sostad/Liz Hruska  
**FISCAL OFFICE:** 471-0054 471-0053

**EXECUTIVE** Elton Larson  
**BUDGET OFFICE:** 471-4173

### AGENCY DESCRIPTION

The Department of Health and Human Services is responsible for serving almost 400,000 people through intervention services which include services provided through ten 24-hour facilities, direct service delivery through state employees and services purchased through contracts with private providers. It also serves all residents of the state through population-based prevention services.

In July, 2007, three agencies under the Health and Human Services System were merged into a single agency, Health and Human Services. The agency is organized into the following seven divisions: CEO, Behavioral Health, Children and Family Services, Developmental Disabilities, Medicaid and Long-Term Care, Public Health and Veterans' Homes.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	241,432,020	252,942,872	222,019,128	236,425,259
Cash	45,267,221	42,164,808	42,247,331	51,314,858
Federal	262,344,003	227,790,720	238,492,418	273,181,442
Revolving				
<b>Total Operations</b>	549,043,244	522,898,400	502,758,877	560,921,559
<b>STATE AID:</b>				
General	845,731,486	862,623,117	1,013,582,321	1,114,177,099
Cash	90,980,818	88,623,698	98,877,886	111,644,831
Federal	1,345,364,015	1,330,629,047	1,202,212,174	1,296,537,322
<b>Total State Aid</b>	2,282,076,319	2,281,875,862	2,314,672,381	2,522,359,252
<b>TOTAL FUNDS:</b>				
General	1,087,163,506	1,115,565,989	1,235,601,449	1,350,602,358
Cash	136,248,039	130,788,506	141,125,217	162,959,689
Federal	1,607,708,018	1,558,419,767	1,440,704,592	1,569,718,764
Revolving	0	0	0	0
<b>Total Budget</b>	2,831,119,563	2,804,774,262	2,817,431,258	3,083,280,811
Employees	5,797.74	5,363.20	5,265.09	5,923.05

**AGENCY 25 HEALTH AND HUMAN SERVICES  
PROGRAM 030 TOBACCO PREVENTION AND CONTROL/OPERATIONS**

**PROGRAM OBJECTIVES**

- To reduce initiation of tobacco use among children and adolescents
- To increase cessation efforts by adult and adolescent smokers
- To eliminate exposure to second hand smoke
- To eliminate tobacco-related disparities among various population groups

**PROGRAM DESCRIPTION**

This program was created in LB 1436 in the 2000 legislative session. Cash funds from the Health Care Cash Fund in the amounts authorized by the Legislature.

This program provides technical assistance to communities, funds programs targeted to youth, conducts media campaigns and offers a tobacco cessation help line.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
% of high school youth using tobacco	18.4%	18.9%	18.9%	18.5%
# of grants	10	10	10	10
# of calls to the quit line	3,114	3,200	3,577	3,600
# of counties or tribes that have developed programs to reduce tobacco product usage	13	12	12	12
% of adult Nebraskans who smoke	16.7%	17.2%	19.9%	19.4%

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	2,487,021	2,641,665	2,079,984	2,370,000
Federal				9,000
Revolving				
<b>Total</b>	2,487,021	2,641,665	2,079,984	2,379,000
Employees	0	0	0	0

**AGENCY 25 HEALTH AND HUMAN SERVICES  
PROGRAM 032 MEDICAID PRESCRIPTION DRUG ACT ADMINISTRATION**

**PROGRAM OBJECTIVES**

--To reduce Medicaid prescription drug expenditures through the use of a Preferred Drug List and entering into a multistate purchasing pool.

**PROGRAM DESCRIPTION**

LB 830, passed in the 2008 session, establishes the Medicaid Prescription Drug Act. The department is required to establish and maintain a Preferred Drug List (PDL). A committee advises the Department of Health and Human Services on all matters relating to the PDL. The bill also requires the state to enter into a multistate purchasing pool.

This budget program contains the appropriations for the cost of the PDL and the multistate purchasing pool. Savings exceed the cost of administration.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	345,218	510,678	424,647	1,271,767
Cash	13,036	2,712		
Federal	477,834	319,596	505,476	1,271,766
Revolving				
<b>Total</b>	836,088	832,986	930,123	2,543,533
Employees	1.86	2.0	1.64	2.0

## **AGENCY 25 HEALTH AND HUMAN SERVICES PROGRAM 033 CENTRAL OFFICE/OPERATIONS**

### **PROGRAM OBJECTIVES**

- To administer services and programs of the Department of Health and Human Services
- To provide timely and effective support services to the Department in the areas of ‘ communications, legislative, financial, human resources and development, information systems and technology, legal, and support services
- To accelerate the reform of the state’s child welfare system
- To improve the state’s performance on the federal Child and Family Services Review (CFSR) outcomes
- To reduce the number of state wards
- To the number of children served in out-of-home placements and increase the use of in-home services
- To meet or exceed the national accuracy rates for the Food Stamp Program
- To administer the state’s public ICF-MR at the Beatrice State Developmental Center (BSDC) and publicly-funded community-based developmental disabilities services
- Manage the state's Medical Assistance (Medicaid) program and the state's home and community services for the aged and persons with disabilities
- Implement the Medical Assistance Act (Medicaid Reform)
- Procure and begin installation of a new Medicaid Management Information System (MMIS)

### **PROGRAM DESCRIPTION**

This program contains the personal services and operating expenses for each of the six divisions and the administrative support functions which support the agency. The divisions are: Public Health, Children and Family Services, Medicaid, Behavioral Health, Developmental Disabilities and Veterans’ Homes. The activities are far ranging and include the majority of the non-institutional employees and operating expenses.

#### **Operations**

The following offices and sections are included under the general operations section: a) the office of the Chief Executive Officer; b) the office of the Chief Operating Officer; c) Communications and Legislative Services; d) Financial Services; e) Human Resources and Development; f) Information Systems and Technology; g) Legal Services; and h) Support Services. It also includes the operating expenses of the Nebraska Volunteer Services Commission.

#### **Public Health**

The **Division of Public Health** is organized into two sections: the Health Licensure and Investigations Section and the Community Health Section. Each Section is further organized into units. Within the Health Licensure and Investigations Section are the Environmental Health Unit, the Licensure Unit and the Investigations Unit. Within the Community Health Section are the Community Planning and Protection Unit, the Health Promotions Unit, the Lifespan Health Services Unit, and the Public Health Support Unit.

#### **Children and Family Services**

The operations and administration of economic assistance, child support enforcement, and child welfare are contained in this program. This includes the five service areas and all local offices that are responsible for the delivery of individual and community services.

## **AGENCY 25 HEALTH AND HUMAN SERVICES PROGRAM 033 CENTRAL OFFICE/OPERATIONS, Cont'd.**

### **Medicaid**

The Division of Medicaid and Long-Term Care administers the Nebraska Medical Assistance Program, which pays for a wide array of medical care and services to recipients of Aid to Dependent Children; Aid to the Aged Blind and Disabled; and specific groups of children. Others eligible include those whose income and resources meet day-to-day needs but fail to cover all medical needs. The division also administers the Children's Health Insurance Program (CHIP), the Home and Community-Based Services (HCBS) Program and the federal Older Americans Act.

Organizationally, the division is divided into two sections: the Acute Care Programs Section and the Long-Term Care Program Section. The Acute Care Programs Section includes the Behavioral Health, Pharmacy and Ancillary Services Unit; the Medicaid Claims Unit; the Operations Unit; and the Physical Health Services Unit. The Long-Term Care Programs Section includes the Home and Community-Based Services (HCBS) Waiver Services Unit; the Long-Term Care State Plan Services Unit; the Safety & Independence Support Unit and the State Unit on Aging.

### **Behavioral Health**

The Division of Behavioral Health has responsibilities for implementation of the Nebraska Behavioral Health Services Act and the Sex Offender Commitment Act. As the state mental health authority, the Division of Behavioral Health is responsible for planning and facilitating a continuum of behavioral health services statewide.

Organizationally, the division is divided into two sections: the Community-Based Services Section and the Regional Center System Section. The Community-Based Services Section includes four units: the Gambling Assistance Unit, the Regional Network Unit, the Quality/Data Unit, and the Children's Behavioral Health Unit. The Regional Center System Section includes the two state Regional Centers located in Hastings and Lincoln.

LB 724, passed in 2003, provided a blueprint for behavioral health reform in Nebraska. LB 1083 followed a year later and focused on lessening dependence on state-operated regional centers. The Health and Human Services System (HHSS) created a plan to implement LB 1083 by reducing services at Regional Centers and encouraging development of community services for adults through the Behavioral Health Regions.

### **Developmental Disabilities**

The Division of Developmental Disabilities performs a multitude of tasks, including: a) contracting with, and providing general oversight of, community-based developmental disabilities service providers to provide specialized services for Nebraskans with developmental disabilities; b) developing and implementing a comprehensive and integrated statewide plan for services for Nebraskans with developmental disabilities; and c) administering five Home and Community-Based Medicaid Waivers.

### **Veterans' Homes**

The Division of Veterans' Homes operates four long-term care facilities for wartime veterans and their eligible dependents in Bellevue, Grand Island, Norfolk and Scottsbluff, and provides management and oversight of the Veterans' Home System. Services in the Veterans' Homes include skilled nursing care, intermediate nursing care and assisted living care. The primary purpose of the Veterans' Homes is to provide a level of care to each member which meets their individual physical and/or mental health needs.

**AGENCY 25 HEALTH AND HUMAN SERVICES  
PROGRAM 033 CENTRAL OFFICE/OPERATIONS, Cont'd.**

<b><u>STATISTICS</u></b>	Actual <u>2009-2010</u>	Actual <u>2010-2011</u>	Actual <u>2011-2012</u>	Estimated <u>2012-2013</u>
Licenses and certifications of health care facilities and services	4,882	4,880	4,905	4,905
Child Placing Agencies	31	31	33	33
Child care licenses	4,097	4,154	4,090	4,090
Group Home and Child Caring Agencies	56	49	46	46
Developmentally disabled clients served per month	4,795	4,849	4,904	5,289
Supplemental Nutrition Assistance Program (SNAP) error rate	1.54%	3.52%	4.50%	4.00%
Average Monthly Medicaid and CHIP Eligibles	224,459	235,353	237,543	244,687

<b><u>BUDGET</u></b>	Expenditure <u>2009-10</u>	Expenditure <u>2010-11</u>	Expenditure <u>2011-12</u>	Appropriation <u>2012-13</u>
General	100,299,170	100,230,562	97,511,132	109,093,414
Cash	15,696,685	14,431,074	16,549,307	21,106,738
Federal	215,658,298	191,439,358	179,170,339	205,843,191
Revolving				
<b>Total</b>	331,654,153	306,101,994	293,230,778	336,043,343
Employees	2,979.83	2,653.58	2,712.78	3,069.05

**AGENCY 25 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 038 BEHAVIORAL HEALTH/AID**

**PROGRAM OBJECTIVES**

- To implement the Behavioral Health Services Act by developing expanded community-based behavioral health services to reduce the demand for regional center services; improving the quality of behavioral health services; and, providing education and training programs for behavioral health professionals.
- To collaborate with other governmental and private organizations to meet people’s mental health, substance abuse and gambling treatment needs, including special populations (e.g., dually disordered persons, persons with severe and persistent mental illness).

**PROGRAM DESCRIPTION**

The department is responsible for distributing state aid for community mental health, substance abuse and addiction services. The Division of Behavioral Health Services is responsible for planning, determining the allocation of resources and the administration of aid to communities. The Division provides leadership for the state’s mental health, substance abuse and gambling addictions program. The Division administers the aid through contracts with the six regional governing boards and direct contracts with providers.

Contracts are managed through utilization review, quality of care review, program fidelity audits and consumer input. Contracts include both fee-for-service and non-fee for service payments. Service provision falls into four levels of care based on intensity of service: (1) emergency, (2) assessment/evaluation, (3) non-residential and (4) residential.

The majority of federal funds received for mental health services are from the Community Mental Health Services Block Grant and the Medicaid Rehabilitation Option. Beginning in 2001-02, this program also contains cash funds from the Nebraska Health Care Cash Fund (tobacco settlement and IGT) that are used to provide behavioral health services.

One percent of net lottery revenues are deposited in the Compulsive Gamblers’ Assistance Fund. Beginning in 2000-01, the fund receives the 1% plus an appropriation of \$500,000 each year. It also receives up to \$50,000 of the unused administrative funds from the Charitable Gaming Division each year. The cash funds from the Compulsive Gamblers’ Assistance Fund are used to provide grants for outpatient therapy services, training services and a 24-hour hotline for counseling, information and referrals for compulsive gamblers.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Substance Abuse Services:				
Persons served-Unduplicated count	16,587	15,639	15,560	15,500
Mental Health Services:				
Persons served-Unduplicated count	22,743	23,150	22,838	22,800
Total Served (Unduplicated Count)	36,011	35,387	34,938	34,900

**AGENCY 25 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 038 BEHAVIORAL HEALTH/AID, Cont'd.**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	71,493,925	72,526,548	41,357,709	75,133,219
Cash	13,949,470	14,762,948	14,002,699	14,582,280
Federal	9,530,063	9,500,464	9,609,638	10,504,971
Revolving				
<b>Total</b>	94,973,458	96,789,960	64,970,046	100,220,470
Employees	0	0	0	0

**AGENCY 25 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 175 RURAL HEALTH PROFESSIONAL INCENTIVE  
PROGRAMS/AID**

**PROGRAM OBJECTIVES**

The objective of the Student Loan Program is:

---To provide a financial incentive to medical, dental, graduate-level, mental health and physician assistant students who agree to practice an eligible specialty in a state-designated shortage area.

The objective of the Loan Repayment Program is:

---To provide a financial incentive to physicians; physician assistants; nurse practitioners practicing one of the primary care specialties; dentists practicing general dentistry, pediatric dentistry or oral surgery; clinical psychologists; master's level mental health providers; pharmacists; occupational therapists and physical therapists who agree to practice in a state-designated shortage area.

**PROGRAM DESCRIPTION**

The Nebraska Health Professional Student Loan Program is a student loan program for medical, dental, physician assistant and graduate-level mental health students who practice in an eligible primary care specialty in a state-designated shortage area. For each year of practice in a state-designated shortage area, one year of the student loan is forgiven.

The Nebraska Loan Repayment Program provides for repayment of commercial or government student loans for physicians, nurse practitioners, physician assistants, dentists, psychologists, licensed mental health practitioners, occupational therapists, physical therapists and pharmacists who practice in designated shortage areas for three years. A local match equal to the amount provided by the state is required.

The statute authorizes the maximum amounts for the student loans and loan repayment. The Rural Health Advisory Commission establishes limits based on the available appropriations.

In FY 2009, the legislature provided \$1 million from settlements with pharmaceutical companies to this program. Two hundred and fifty thousand dollars each year for four years was used for student loans and loan repayments.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Number of student loans awarded and accepted	13	17	14	14
Number of loan repayment recipients	101	93	90	89
Number in practice serving obligation	129	115	112	105

**AGENCY 25 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 175 RURAL HEALTH PROFESSIONAL INCENTIVE  
PROGRAMS/AID cont'd.**

<b><u>BUDGET</u></b>	<u>Expenditure</u> 2009-10	<u>Expenditure</u> 2010-11	<u>Expenditure</u> 2011-12	<u>Appropriation</u> 2012-13
General	353,015	564,968	592,158	637,086
Cash	1,379,933	1,209,799	1,063,895	1,166,815
Federal				
Revolving				
<b>Total</b>	1,732,948	1,774,767	1,656,053	1,803,901
Employees	0	0	0	0

**AGENCY 25 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 176 NURSING INCENTIVES**

**PROGRAM OBJECTIVES**

- To increase the number of nurses available for practice in Nebraska
- To increase the availability of instructors in nursing programs

**PROGRAM DESCRIPTION**

LB 146, passed in the 2005 session, created the Nursing Faculty Student Loan Act. Under the act, loans may be made by the department for educational expenses of a qualified student who agrees in writing to engage in nursing instruction in an approved nursing program for two years of full-time nursing instruction for each year a loan is received.

General funds for the Nursing Faculty Student Loan Act were provided in FY 2007 only. A one dollar fee was temporarily placed on nursing licenses to fund these loans. The program is authorized to accept donations.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Number of loans awarded	0*	--	--	--
Number of recipients Teaching	6	3	5	4

\*A total of 514 loans were awarded through 2004, the year the program ended

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	5,000	5,000	10,000	20,000
Federal				
Revolving				
<b>Total</b>	5,000	5,000	10,000	20,000
Employees	0	0	0	0

**AGENCY 25 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 178 PROFESSIONAL LICENSURE**

**PROGRAM OBJECTIVES**

---To protect the public against acts, behaviors, or practices by credentialed persons that would be unsafe or inappropriate, or would constitute gross incompetence, negligence, or unprofessional conduct by: 1) issuing credentials to only those persons who meet initial and continuing competency requirements; 2) issuing credentials in a timely and efficient manner; 3) promptly and thoroughly investigating complaints against licensees; and 4) offering an effective licensee assistance program.

**PROGRAM DESCRIPTION**

The Credentialing Unit issues new, renewal and reinstated credentials, provides administrative support to the licensing boards, administers the Licensee Assistance Program and monitors compliance with disciplinary sanctions. The professions, occupations, and businesses that are regulated include: Alcohol and Drug Counselors; Athletic Trainers; Audiologists; Speech-Language Pathologists; Communication Assistants; Cosmetologists; Body Artists; Nail Technologists; Cosmetology and Nail Schools and Salons; Body Art Establishments; Chiropractors; Dentists; Dental Hygienists; Dental Assistants; Emergency Medical Care Technicians, Paramedics, and First Responders; Emergency Medical Care Training and Service Providing Agencies; Environmental Health Specialists; Embalmers and Funeral Directors; Funeral Establishments; Crematories; Hearing Aid Instrument Dispensers and Fitters; Medical Nutrition Therapists; Physicians; Physicians Assistants; Mental Health Practitioners; Social Workers; Professional Counselors; Marriage and Family Therapists; Massage Therapists; Massage Therapy Establishments; Registered Nurses; Licensed Practical Nurses; Advanced Registered Nurse Practitioners, Midwives, Anesthetists and Clinical Nurse Specialists; Nursing Home Administrators; Optometrists; Occupational Therapists; Occupational Therapy Assistants; Podiatrists; Pharmacists, Pharmacy Interns and Technicians; Physical Therapists; Physical Therapy Assistants; Psychologists, Respiratory Care Practitioners, Veterinarians; and Veterinary Technicians.

The Investigations Unit receives an average of 2,000 complaints annually against credentialed persons. The Unit conducts investigations of those complaints alleging violations of the credentialing laws. It reports the results of its investigations to the credentialing boards, which, in turn, recommend disposition of the complaint to the Attorney General.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Investigations completed	1,113	897	843	870
Licenses/certifications/ registrations:	170,619	169,344	173,743	173,743

**AGENCY 25 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 178 PROFESSIONAL LICENSURE, Cont'd.**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	72,826	73,339	63,164	63,185
Cash	4,748,796	5,007,522	4,695,068	5,056,480
Federal				
Revolving				
<b>Total</b>	4,821,622	5,080,861	4,758,232	5,119,665
Employees	47.05	43.07	43.95	47.70

**AGENCY 25 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 179 PUBLIC HEALTH ADMINISTRATION**

**PROGRAM OBJECTIVES**

- To improve the quality of public health and safety for persons in Nebraska
- Reducing/eliminating health disparities, with a focus on infant mortality and sexually transmitted diseases in African Americans;
- Reducing teen pregnancy rates;
- Reducing the rate of teen smoking;
- Reducing the rate of binge drinking;
- Increasing the percent of WIC infants breastfed;
- Increasing program participation.

**PROGRAM DESCRIPTION**

This program consists of three administrative divisions responsible for public health programs. Those units are as follows:

The Community Planning and Protection Unit contains the offices and programs that support the state's public health infrastructure as well as those that provide for all hazards and emergency preparedness, response and protection. Programs in this unit include: Bioterrorism Preparedness; Community Planning; the Office of Rural Health; the Office of Minority Health; the Nebraska Planning Council on Developmental Disabilities; the Office of Emergency Health Services; and the Office of eHealth.

The Lifespan Health Unit within contains the offices, programs and projects that support women, men, children and families with funding primarily from federal categorical grants and the Title V Maternal and Child Health (MCH) Services Block Grant. Programs and projects in the Lifespan Health Unit include: the Special Supplemental Nutrition Program for Women, Infants and Children (WIC); the Commodity Food Supplement Program (CFSP); the Immunization Program; the Pregnancy Risk Assessment Monitoring System project (PRAMS); the Child Death Review Team (CDRT); Newborn Screening; Perinatal, Child and Adolescent Health; Reproductive Health; as well as the Office of Women and Men's Health which administers the Every Woman Matters Program (EWM) and the Nebraska Colorectal Cancer Program.

The Health Promotions Unit includes the programs that prevent disease and promote healthy lifestyles through public education and awareness-building activities. The programs in this unit include: Tobacco Free Nebraska; the Preventive Health and Health Services Block Grant; Comprehensive Cancer Control; Diabetes Prevention and Control; Cardiovascular Health; Renal Disease; Communicable Disease Programs (Hepatitis Prevention, HIV/AIDS Prevention, HIV/AIDS Surveillance, Tuberculosis Control, Sexually Transmitted Disease Prevention and Control) Cancer and Smoking Research; Injury Prevention; the Office of Oral Health and Dentistry; and the Organ and Tissue Donor Awareness program.

**AGENCY 25 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 179 PUBLIC HEALTH ADMINISTRATION, Cont'd.**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	1,029,712	939,336	899,082	1,051,221
Cash	581,785	570,335	554,936	670,367
Federal	16,738,359	17,509,083	16,424,468	17,577,783
Revolving				
<b>Total</b>	18,349,856	19,018,754	17,878,486	19,299,371
Employees	118.53	115.31	116.09	119.65

**AGENCY 25 HEALTH AND HUMAN SERVICES  
PROGRAM 250 JUVENILE SERVICES OPERATIONS**

**PROGRAM OBJECTIVES**

- Provide supervision, care and treatment of juvenile offenders committed to state custody
- Aid youth in the development of skills necessary to function as responsible, law-abiding individuals
- Provide efficient management and administration of all aspects of the operation of the Office of Juvenile Services
- Provide the juvenile offender assistance in the transition between confinement and free social living
- Place and maintain juveniles under the custody, control or supervision of HHS-OJS in a meaningful position in the community
- Provide an individual case plan based upon the principles of family centered practice
- Provide programs to increase youth's awareness of the consequences of their unlawful behavior

**PROGRAM DESCRIPTION**

The central administration of the Office of Juvenile Services is responsible for the overall management and administration of the office, including all facilities and programs operated by the office or provided through contract.

The enabling legislation for OJS directs the development of a range of services in a community-based system of care. OJS support contracts with a number of private sector providers within each region of the state. Program staff assist in management of these contracts and the coordination of the services provided such as community evaluations, community residential evaluations, tracker programs and individual and family counseling.

Juvenile Parole is responsible for the supervision, custody and control of all juveniles paroled from juvenile institutions or placed in community-based programs. Juvenile parole is also given the responsibility for the supervision of those juvenile parolees and probationers who qualify for placement in the state of Nebraska under the jurisdiction of the Interstate Compact on Juveniles. In addition, it is the responsibility of juvenile parole to supervise youth directly committed to OJS by order of Nebraska juvenile courts for placement in community supervision. These youth are evaluated by a community-based evaluator. At disposition they may be placed in HHS-OJS custody and placed at the Youth Rehabilitation and Treatment Centers (YRTC) or in one of the community-based programs.

The Youth Rehabilitation and Treatment Centers provide institutional treatment for juveniles. The YRTC at Geneva provides treatment for female juveniles; the YRTC at Kearney serves males. Juveniles adjudicated as delinquent by the various courts of the state and under age 18 at the time of their adjudication may be placed in one of the facilities. They must be released on or before their 19<sup>th</sup> birthday.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Average daily count	1,577	1,545	1,415	1,285
Average length of stay (days)	553	472	475	478
New commitments	1,049	968	898	828
New commitments % of total	39.41%	37.20%	37.35%	37.50%
Returning youth	115	169	135	101
Returning youth % of total	4.32%	6.50%	5.62%	4.74%

**AGENCY 25 HEALTH AND HUMAN SERVICES  
PROGRAM 250 JUVENILE SERVICES OPERATIONS, Cont'd.**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	24,078,404	24,569,598	27,300,045	28,433,237
Cash	1,006,847	1,076,382	1,052,567	1,085,380
Federal	711,541	743,746	625,364	712,823
Revolving				
<b>Total</b>	25,796,792	26,389,724	28,977,976	30,231,440
Employees	263.77	254.23	254.26	286.6

**AGENCY 25 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 344 CHILDREN'S HEALTH INSURANCE/AID**

**PROGRAM OBJECTIVES**

- Provide health care coverage to uninsured children in the state.
- Enable access to timely and appropriate health care in order to prevent disease, treat problems, and maintain good health and development.
- Create a simplified application process.

**PROGRAM DESCRIPTION**

The State Children's Health Insurance Program (SCHIP) was authorized in the federal Balanced Budget Act of 1997 and enacted into law in Nebraska in LB 1063 during the 1998 session. SCHIP is contained in Title XXI of the Social Security Act and provides an enhanced federal fund match to states that provide health insurance to uninsured children in low-income families. Nebraska elected to expand its existing Medicaid Program (Program 348) to include these children and implemented the expansion September 1, 1998. Eligibility was increased to 200% of poverty in LB 603 in the 2009 session, effective September 2009.

**Eligibility**

Children up to age 19 in households with adjusted incomes up to 200% of the Federal Poverty Level are eligible for payment of medical care. Program 344 includes the children whose income falls between the standards in effect prior to the implementation of SCHIP and 200% of the FPL. Program 348 includes the children who meet the earlier income standards. No resource test is applied in determining eligibility.

**Services**

The benefit package for SCHIP is the same as for the core Medicaid Program. The primary services utilized by the SCHIP population are inpatient hospital services, physician care, dental treatment, and prescribed drugs. Early and Periodic Screening, Diagnosis, and Treatment (EPSDT), which provides necessary preventive and treatment services to children, is federally mandated.

**Service Delivery**

Medical care is provided both on a fee-for-service basis, where medical providers bill HHSS directly for each service rendered, and a managed care capitation basis, where HHSS makes payments based on the number of enrolled clients to an intermediary that authorizes and pays for medical care.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Avg. Monthly Number of eligibles	25,863	29,244	30,872	32,416

**AGENCY 25 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 344 CHILDREN'S HEALTH INSURANCE/AID cont'd.**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	6,257,169	9,220,086	7,022,437	13,107,750
Cash	6,300,000	5,000,000	8,835,700	7,285,700
Federal	33,494,982	36,618,046	38,080,914	45,376,107
Revolving				
<b>Total</b>	46,052,151	50,838,132	53,939,051	65,769,557
Employees	0	0	0	0

**AGENCY 25 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 347 PUBLIC ASSISTANCE/AID**

**PROGRAM OBJECTIVES**

Program objectives are to help children, youth, and families to:

- 1) be safe from abuse, neglect and exploitation;
- 2) experience stability and predictability in their living arrangements;
- 3) reach their physical and mental developmental potential;
- 4) live in communities that are responsible, supportive, and free from crime;
- 5) be supported in obtaining employment;
- 6) meet their basic subsistence needs;
- 7) avoid or prevent unnecessary institutionalization;
- 8) find access to health care, support services and health support information when they have special health care needs

**PROGRAM DESCRIPTION**

Child welfare-related programs were moved to a separate budget program 354 beginning in FY 13. The following programs are included in Program 347:

Supplemental Nutrition Assistance Program (SNAP) (formerly the Food Stamp Program): provides food assistance benefits to low income households in Nebraska. The benefits of this program are 100% federally funded.

State Only SNAP: provides food assistance benefits to low income household in Nebraska that are not eligible for federal SNAP assistance. This is a state funded program.

SNAP Employment and Training: provides job search training and support services for unemployed or under-employed SNAP recipients. This program is funded mostly by federal funds with some state matching funds.

Aid to the Aged Blind and Disabled (AABD): provides direct cash assistance to needy persons in addition to the Federal SSI Program to bring the income of the aged, blind or disabled individual up to the need standards in Nebraska. This is a state funded program.

The Temporary Assistance for Needy Families (TANF): provides assistance to needy families so that children may be cared for in their own homes or in the home of relatives, and encourages the formation and maintenance of two-parent families. This program has a mix of state and federal funds. This includes funding to the Winnebago Tribe through a Memorandum of Understanding for the Winnebago Tribe to operate its own TANF program.

Employment First: provides employment and employment-related services to adult members of families receiving Aid to Dependent Children assistance. This program has a mix of state and federal funds.

Community Services Block Grant: ensures that federal dollars are designated to provide the base funding for nine Community Action Agencies to assist low-income persons and families to become economically self-sufficient. This program is federally funded.

Child Care Subsidy: program assists families in becoming self-sufficient by providing child care options for their children that are accessible, affordable, and of quality. It also assists families in understanding, identifying, and selecting quality child care options for their children; and implements a coordinated early care and education delivery system which supports quality care environments for children. This program has a mix of state and federal funds.

Emergency Assistance: provides financial and medical assistance to needy families who have at least one minor child in the home, who are threatened with unforeseen crises, such as

**AGENCY 25 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 347 PUBLIC ASSISTANCE/AID, Cont'd.**

discontinuation of utilities, imminent eviction from the family home, or lack of food. The Emergency Assistance program provides help through direct payments to landlords or utility companies. Support is also available for home furnishings, moving expenses, transportation and medical expenses. Assistance is available once in a 12 month period. The maximum amount is equal to the ADC payment standard for the family's size.

Low Income Home Energy Assistance Program (LIHEAP): provides assistance payments on behalf of vulnerable low income Nebraskans for assistance with fuel bills for heating and cooling and also with weatherization costs. This program is funded by federal funds.

Medically Handicapped Children's Program (MHCP): provides family-focused service coordination/case management, specialty medical team evaluations for children in local areas, access to specialty physicians and payment for treatment services. This program is funded by a combination of federal and state funds.

Disabled Person and Family Support Program: coordinates and purchases services and items to assist employed adults with disabilities to maintain their independence. The program also helps families keep family members with disabilities in their homes. This program is funded by state funds.

Social Services Block Grant: provides supports to enable clients; 1) to experience the optimal level of health, safety and independence in a healthy and safe home environment; 2) to be able to receive ongoing support from unpaid caregivers; and 3) to prevent, reduce or eliminate the risk of abuse, neglect and exploitation. Services to the elderly and persons with disabilities include adult day care, chore services, home-delivered and congregate meals and transportation. This is a federally funded program.

Refugee Assistance: provides assistance to refugees who are not eligible for a categorical program to achieve self-sufficiency as quickly as possible and to assist with financial and medical assistance during initial resettlement in the United States. This program is federally funded.

Nebraska Homeless Assistance Program: provides funding to ensure that individuals and families who are homeless or at-risk of homelessness have safe, appropriate housing and services. This program is funded by a mix of cash and federal funds. The cash is generated as a result of fees collected from the documentary stamp tax and deposited into the Homeless Shelter Assistance Trust Fund.

Respite Subsidy Program Across the Lifespan: provides short-term relief to primary caregivers from the demands of ongoing care for an individual with special needs. The Respite Subsidy Program Across the Lifespan assistance to help families with loved ones who have special needs (from birth through death) to pay for respite care. Families choose their own providers, decide how much to pay per hour or per day, and set their own schedules. This program can help only those families who do not receive respite services from any other governmental program. This is a cash program funded from the Nebraska Health Care Cash Fund.

State Disabled Medical and Maintenance: provides medical assistance coverage and monthly maintenance payments to individuals with disabilities lasting between six and twelve months. If the disability lasts beyond twelve months the person qualifies for Social Security and Medicare. This is state funded program.

**AGENCY 25 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 347 PUBLIC ASSISTANCE/AID, Cont'd.**

<b><u>STATISTICS</u></b>	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
# of state wards in out-of-home care (month of June)	4,279	4,141	4,137	3,987
Total # of state wards (month of June)	6,440	6,251	6,119	5,949
# of AABD individuals receiving State Supplement	5,513	5,856	5,982	6,100
# of children with a child care subsidy (average monthly)	18,328	19,286	19,022	18,879
# of families receiving ADC (average monthly)	9,126	8,669	7,775	7,660
# of child advocacy centers	7	7	7	7
# of children served at CACs (duplicated count)	13,505	13,593	14,024	15,342
# of trainings for medical personnel	960	865	1,287	804
# of trainings for law enforcement	508	510	419	440

<b><u>BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	245,478,030	24,813,621	254,346,224	108,524,785
Cash	5,728,913	5,370,071	4,772,516	3,310,000
Federal	152,525,707	142,514,290	152,567,654	103,663,429
Revolving				
<b>Total</b>	403,732,650	392,697,982	411,686,394	215,498,214
Employees	0	0	0	0

**AGENCY 25 DEPT OF HEALTH & HUMAN SERVICES  
PROGRAM 348 MEDICAL SERVICES/AID**

**PROGRAM OBJECTIVES**

- To establish policies for the medical assistance program that will effectively address the health care and related needs for eligible recipients.
- To establish policies to effectively moderate the growth of medical assistance expenditures
- To integrate Medicaid assistance with other public and private health care coverage
- To establish initiatives to improve access to health care and related services to Nebraska residents
- To emphasize self-sufficiency and personal responsibility in the development of health care policies

**PROGRAM DESCRIPTION**

Congress created the Medicaid Program in 1965, a joint partnership between the federal government and the states. It is an entitlement program that pays for medical care for qualified low-income persons meeting the eligibility requirements. Eligibility requirements vary by age, income level, medical need, and medical status. The statutory basis of the Medicaid Program is Title XIX of the Social Security Act. At the federal level it is administered by the Centers for Medicare and Medicaid Services (CMS). The Department of Health and Human Services Finance and Support is the designated state Medicaid agency in Nebraska.

CMS provides federal funding to states based upon a formula that is calculated and adjusted annually. Generally, the federal match is around 60% but varies from year to year. CMS also pays a portion of the state's administrative costs. The percentage is 50% or more depending upon the specific administrative function.

**Eligibility**

Medicaid coverage is extended to low-income individuals in the following categories: children, pregnant women, elderly persons, persons with disabilities, and adults in families with dependent children. The eligibility groups are described below:

- Individuals in families receiving cash assistance through ADC are automatically eligible for Medicaid. Individuals in families with higher income may qualify if they demonstrate high medical need through the spenddown process.
- Based on income standards that vary by age, children in low-income families are eligible for Medicaid. (Expanded coverage for children without creditable health insurance in households up to 200% FPL is provided through budgetary Program 344, the Children's Health Insurance Program.)
- Pregnant women are eligible for Medicaid up to 185% of the Federal Poverty Level (FPL).
- Individuals who are age 65 and older or who have a disability and qualify for State Supplement cash benefits are automatically eligible for Medicaid. People with higher incomes may qualify if their net income is below 100% FPL or if they demonstrate high medical need through a spenddown process.
- Individuals with higher income and resources may qualify for Medicaid if the individual is institutionalized or receives home and community-based services and his/her spouse is at home.
- Individuals with income up to 135% FPL are eligible for payment of premiums for participation in the federal Medicare Program.
- Individuals who are disabled and employed are eligible for Medicaid coverage and for payment of Medicare premiums at varying income levels.
- Women with breast or cervical cancer are eligible with income up to 225% FPL.

**AGENCY 25 DEPT OF HEALTH & HUMAN SERVICES  
PROGRAM 348 MEDICAL SERVICES/AID, Cont'd.**

**Services**

The federal government imposes requirements on the states regarding the services provided under the Medicaid Program. States are required to cover specific services commonly referred to as "mandatory" services. States may also elect to cover additional services from an identified array and receive matching federal funds. These services are labeled "optional" services. States are also allowed to expand services beyond the traditional array to encompass non-medical health-related services through a waiver process. All services, except for certain screening services, must be medically necessary. The following services are covered by Nebraska Medicaid:

1. Inpatient General Hospital and Outpatient Services
2. Laboratory and Radiology Services
3. Nursing Facility Services
4. Home Health Care Services
5. Nursing Services
6. Clinic Services
7. Physician Services
8. Medical and Surgical Services of a Dentist
9. Nurse Practitioner Services
10. Nurse Midwife Services
11. Pregnancy-Related Services
12. Medical Supplies
13. Early and Periodic Screening and Diagnosis and Treatment Services for Children
14. Prescribed Drugs
15. Intermediate Care Facilities for the Mentally Retarded
16. Home and Community-Based Services for Aged Persons and Persons with Disabilities (HCBS)
17. Dental Services
18. Rehabilitation Services
19. Personal Care Services
20. Durable Medical Equipment
21. Medical Transportation
22. Vision-Related Services
23. Speech Therapy Services
24. Physical Therapy Services
25. Chiropractic Services
26. Occupational Therapy Services
27. Optometric Services
28. Podiatric Services
29. Hospice Services
30. Mental Health and Substance Abuse Services
31. Hearing Screening Services For Newborn And Infant Children

**Service Delivery**

Medical/surgical care is provided both on a fee-for-service basis, where medical providers bill HHSS directly for each service rendered, and a managed care capitation basis, where HHSS makes payments based on the number of enrolled clients to an intermediary that authorizes and pays for medical care. Mental health services are handled through an administrative services arrangement where an intermediary authorizes services and provides case management, but providers are paid directly by HHS.

**AGENCY 25 DEPT OF HEALTH & HUMAN SERVICES  
PROGRAM 348 MEDICAL SERVICES/AID, Cont'd.**

Home and community-based waivers (Aged and Disabled, Early Intervention, and Traumatic Brain Injury) are service systems based upon the policy that people with care needs should have options for receiving services. After thorough needs identification and service planning, eligible persons are offered the choice of receiving home and community-based services or entering a nursing home. These waivers allow Medicaid funding to be used to purchase services that are not usually considered "medical". Depending on the waiver, possible services are: adult day care, assisted living, assistive technology, child care, chore, home-delivered meals, home modifications, independent skills building, nutrition, respite and transportation.

<b><u>STATISTICS</u></b>	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Average Monthly Medicaid Eligibles	198,596	206,109	206,671	212,271
Inpatient hospital # of days	293,411	272,100	249,996	257,572
Recipients	4,231	4,128	3,713	3,826
Physician services Units of service	6,681,920	5,237,545	5,738,053	5,893,489
Recipients	91,125	58,299	56,713	58,249
Prescribed drugs # of prescriptions filled	3,265,867	3,285,288	3,143,172	3,244,824
Recipients	78,807	80,811	79,831	82,413
Nursing facility services # of days	2,584,426	2,675,088	2,512,524	2,512,524
Recipients	7,419	7,184	6,167	6,167
Home health Units of service	7,913,937	11,514,286	12,608,706	13,014,112
Recipients	2,712	2,429	2,234	2,306

<b><u>BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	429,979,780	432,898,542	569,363,532	644,573,194
Cash	21,581,642	21,063,896	30,641,960	38,681,662
Federal	1,095,002,406	1,085,142,688	934,549,236	1,050,751,572
Revolving				
<b>Total</b>	1,546,563,828	1,539,105,126	1,534,554,728	1,734,006,428

Employees	0	0	0	0
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**AGENCY 25 HEALTH AND HUMAN SERVICES  
PROGRAM 350 CHILD ABUSE PREVENTION/OPERATIONS**

**PROGRAM OBJECTIVES**

---Maintain a grant application and award process for support of community-based child abuse prevention programs.

**PROGRAM DESCRIPTION**

A nine member board, nominated by the Governor and approved by the Legislature, awards the grants from the Nebraska Child Abuse Prevention Fund. The board's duties include disbursement of funds, community education, information exchange, priority setting and technical assistance. A fee of one dollar on birth certificates and a \$25 dissolution of marriage fee are used to fund this program.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	0	1,400	0	2,000
Federal				
Revolving				
<b>Total</b>	0	1,400	0	2,000
Employees	0	0	0	0

**AGENCY 25 HEALTH AND HUMAN SERVICES  
PROGRAM 350 CHILD ABUSE PREVENTION/AID**

**PROGRAM OBJECTIVES**

---Reduce the incidence of child abuse in Nebraska by providing support to communities and agencies for child abuse prevention activities.

**PROGRAM DESCRIPTION**

The Nebraska Child Abuse Prevention Fund was created in 1986 by the legislature in recognition of the need to make the prevention of child abuse and neglect a priority. Programs may be funded for a maximum of three years, with reducing grants of 75% and 50% in the second and third years. Mini-grants are made for small projects and one-time events, such as a conference, speaking engagement or a substance abuse presentation at a local school.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
# of grants awarded	23	66	23	23

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	81,730	245,269	200,000	248,000
Federal				
Revolving				
<b>Total</b>	81,730	245,269	200,000	248,000
Employees	0	0	0	0

**AGENCY 25 HEALTH AND HUMAN SERVICES  
PROGRAM 353 NEBRASKA CHILDREN’S COMMISSION/OPERATIONS**

**PROGRAM DESCRIPTION**

LB 821, created the 24-member Nebraska Children’s Commission. Expenditures for commission travel, staff and committees and studies under the jurisdiction of the commission are in budget Program 353. The activities of the commission include creating a statewide strategic plan for child welfare program and service reform, contracting with an independent entity specializing in Medicaid analysis to conduct a cross-system analysis of current funding and services. LB 820 created two committees and placed them under the jurisdiction of the Children’s Commission. Those committees are the Title IV-E Demonstration Project Committee and the Foster Care Reimbursement Rate Committee.

<b><u>BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash			3,000	201,400
Federal				
Revolving				
<b>Total</b>	0	0	3,000	201,400
Employees			0	1.0

**AGENCY 25 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 354 CHILD WELFARE/AID**

**PROGRAM OBJECTIVES**

Program objectives are to help children, youth, and families to:

- 1) be safe from abuse, neglect and exploitation;
- 2) experience stability and predictability in their living arrangements;
- 3) reach their physical and mental developmental potential;
- 4) live in communities that are responsible, supportive, and free from crime;

**PROGRAM DESCRIPTION**

Beginning July 1, 2012, child welfare-related programs were moved from Program 347 to a separate budget program. The following programs are included in Program 354:

Child Welfare: provides services that work to ensure that the abused, neglected, dependent, and/or delinquent children are safe from harm or maltreatment living in a permanent healthy nurturing and caring environment with a stable family and that the effects of harm to the child or youth are diminished, and communities are safe from harm by these children or youth. This is a state and federally funded program.

Predisposition Detention: provides reimbursement to counties for pre-disposition detention costs when courts have ordered an Office of Juvenile Services (OJS) evaluation for an adjudicated delinquent youth and the youth is temporarily placed in the custody of OJS. When a youth is detained by the court for a court ordered evaluation, the first 10 days of detention are paid by the county. For every day of detention following the first 10 days that the evaluation has not begun, DHHS pays the detention costs until such time as the evaluation begins. Once the evaluation begins, detention costs are paid out of Program 345.

Subsidized Adoption & Guardianship: provide ongoing financial and health care supports to families that establish permanency for children who were in foster by obtaining a guardianship or adoption.

Domestic Violence: provide services to individuals to assist them in breaking free of their abuser and to establish a healthy and safe environment for themselves and their children. Funding is provided to community-based programs to provide comprehensive support services shall include, but not be limited to: (1) emergency services for victims of abuse and their families; (2) support programs that meet specific needs of victims of abuse and their families; (3) education, counseling, and supportive programs for the abuser; (4) programs to aid in the prevention and elimination of domestic violence which shall include education and public awareness; and (5) assistance in completing the standard petition and affidavit forms for persons who file a petition and affidavit for a protection order.

Educational Assistance to State Wards: School districts are reimbursed by the state for the cost of educational services and transportation for children who are state or court wards when those services are provided outside the child's resident school district and the child is in out-of-home care other than foster family care.

Post Adoption/Guardianship: provides support on a voluntary basis after a family has adopted or agreed to be a guardian for a child or teen who had previously been in the state's care.

**AGENCY 25 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 354 CHILD WELFARE/AID, CONT'D.**

Families are helped to address any issues that come up so the adoption or guardianship remains strong. Families who have adopted or are guardians for youth who were state wards can access assistance 24-hours a day, seven days a week. Families can be connected to respite care, mentoring, counseling, classes, support groups and more.

Protection and Safety Programs: funding includes funding for the coordinators at the child advocacy centers, training for law enforcement and medical professionals on child abuse and neglect issues, public education and awareness, and home visitation programs.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				153,774,584
Cash				2,734,444
Federal				30,676,983
Revolving				
<b>Total</b>	0	0	0	187,186,011
Employees				0

**AGENCY 25 HEALTH AND HUMAN SERVICES  
PROGRAM 365 MENTAL HEALTH - REGIONAL CENTERS/OPERATIONS**

**PROGRAM OBJECTIVES**

- To provide the most restrictive and secure level of care in the continuum of mental health services.
- To develop the Lincoln Regional Center as a comprehensive mental health center for adults, which includes the State Forensic and Sex Offender Programs.

**PROGRAM DESCRIPTION**

The Lincoln Regional Center (LRC) provides acute inpatient care for adults with serious mental illness and forensic mental health services for persons committed by the courts to the department for mental health treatment. The LRC works with the Norfolk Sex Offender Treatment Program (Prog. 870) to operate a combined sex offender treatment program. Phase One is completed at Norfolk (120 beds) and Phase Two (64 beds) and Three (21 beds) of sex offender treatment are completed at the LRC.

The LRC provides short-term inpatient mental health services to adults and psychosocial rehabilitation to adults with severe and persistent mental illness. The Forensic Mental Health Service at LRC serves adults from the entire state who are in need of maximum supervision and treatment. The unit provides outpatient evaluation for competency and sanity and inpatient services for those found not responsible by reason of insanity, convicted sex offenders, transfers from correctional institutions, court evaluations, and those deemed to be of danger to themselves or others who cannot be treated in a less restrictive environment.

The Hastings Regional Center (HRC) provided inpatient mental health care to youth ages 12 – 19 until it was discontinued in 2007-08. Currently, the HRC Adolescent Alcohol Treatment Program provides chemical dependency treatment to youth referred from the Youth Rehabilitation and Treatment Center in Kearney.

Beginning in 2004-05, regional center services were discontinued if appropriate community-based services or other regional center services were available. Funding provided to regional centers (Hastings and Norfolk) was reallocated for the development and provision of community-based services pursuant to LB1083 (2004).

Medicaid funds and payments by parents, patients, schools, counties and insurance companies are the primary sources of federal and cash funds received by the regional centers.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Beginning census	247	267	248	239
Admissions	370	295	237	281
Discharges	349	314	246	271
Ending census	268	248	239	249
Total persons served	617	563	486	520
Average daily census	255	261	241	248
Licensed beds	325	349	349	349

**AGENCY 25 HEALTH AND HUMAN SERVICES  
PROGRAM 365 MENTAL HEALTH - REGIONAL CENTERS/OPERATIONS,  
Cont'd.**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	34,102,236	34,618,323	30,566,436	31,752,373
Cash	4,687,581	3,910,320	3,148,522	3,616,795
Federal	4,390,124	5,122,440	9,552,319	9,912,793
Revolving				
<b>Total</b>	43,179,941	43,651,083	43,267,277	45,281,961
Employees	621.34	596.76	598.82	637.00

**AGENCY 25 HEALTH AND HUMAN SERVICES  
PROGRAM 421 BEATRICE STATE DEVELOPMENTAL CENTER**

**PROGRAM OBJECTIVES**

- To provide 24 hour habilitative, residential, medical, and consultative services for persons with mental retardation or related conditions.
- To provide outreach services through consultation, on-site community treatment and short-term inpatient habilitative services.
- To provide a secure, safe and habilitative environment through the Bridges Program for individuals with severe, challenging behaviors.

**PROGRAM DESCRIPTION**

The five Intermediate Care Facilities on the campus at the Beatrice State Developmental Center (BSDC) provide 24 hour habilitative, residential, medical, and consultative services for persons with developmental disabilities. The Bridges Program serves persons with severe behavioral problems on the campus of the Hastings Regional Center.

BSDC also provides outreach services through consultation, on-site community treatment, and, when necessary, short-term in-patient habilitative services. In addition, the Center provides human resource development and technical assistance through on-campus activities such as student internships, specialized workshops, the annual Sharing Our Best Conference, and community learning opportunities. Each person served is challenged to achieve independence, realize personal goals, develop meaningful relationships, and be safe, healthy, happy and respected. BSDC also serves as an expert resource for community-based service providers and for persons with mental retardation/developmental disabilities (and their families) who are receiving community-based services throughout Nebraska.

Medicaid funds are the primary source of federal funds. Cash funds are received from payments by parents, patients, schools, counties and insurance companies.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Beginning census	184	173	153	136
Admissions	5	1	2	3
Discharges	16	21	19	15
Ending census	173	153	136	124
Average daily census	176	159	141	130
Licensed beds	195	182	162	144
% clients mild & moderately disabled	33%	33%	32%	31%
% clients severe & profoundly disabled	67%	67%	68%	69%

**AGENCY 25 HEALTH AND HUMAN SERVICES  
PROGRAM 421 BEATRICE STATE DEVELOPMENTAL CENTER cont'd.**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	40,199,946	50,712,584	28,158,136	25,081,930
Cash	1,494,459	1,516,986	1,564,830	2,711,482
Federal	16,795,783	1,151,673	17,117,594	21,779,882
Revolving				
<b>Total</b>	58,490,188	53,381,243	46,840,560	49,573,294
Employees	790.16	688.01	611.78	607.50

**AGENCY 25 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 424 DEVELOPMENTAL DISABILITY/AID**

**PROGRAM OBJECTIVES**

- To implement a comprehensive, integrated statewide plan and policies for specialized services for persons with developmental disabilities.
- To support eligible persons to live and work as independently as possible in their community.
- To use state and federal matching funds to purchase community-based supports and services for persons with developmental disabilities and to promote the quality of those services.

**PROGRAM DESCRIPTION**

The department is responsible for distributing the aid in this program to contracted providers. The Developmental Disabilities System is a statewide program to provide specialized services to persons with developmental disabilities. Service eligibility determinations and funding authorizations are the responsibility of the Developmental Disabilities System. A network of community-based providers statewide provides services. Service providers must be certified prior to contracting and receiving Department administered funds.

The federal funds in this program are Medicaid funds. The cash funds are payments from clients that are based on their ability to pay. Beginning in 2001-02, cash funds from the tobacco settlement are also expended in this program.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Total persons served	4,795	4,849	4,904	5,239

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	76,921,176	86,463,100	95,264,760	101,878,371
Cash	6,112,000	6,112,000	6,312,000	6,312,000
Federal*	109,500,165	116,134,410	121,246,302	129,733,543
Revolving				
<b>Total</b>	192,533,341	208,709,510	222,823,062	237,923,914
Employees	0	0	0	0

\*Federal funds are also shown in Program 348.

**AGENCY 25 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 502 PUBLIC HEALTH GRANTS/AID**

**PROGRAM OBJECTIVES**

- To organize county or district health departments in all counties of the state
- Require collaboration with other health-related organizations (e.g., hospitals and community action agencies)
- Provide the core functions of public health, which include assessment, policy development, and assurance, as recommended by the Centers for Disease Control and Prevention
- Provide access to health and medical services to underserved populations

**PROGRAM DESCRIPTION**

This budget program contains funding for public health departments, minority health and federally-qualified community health centers.

The Public Health Grant Program was enacted in 2001 as part of LB 692. The intent of this program is to ensure that all people in Nebraska are covered by a county or district health department. All public health departments funded under this program are responsible for assessing the health needs of the population, developing policies and formulating strategies to address these needs, and assuring that services are available to meet the health needs of the entire population.

Three core functions must be provided for local health departments to receive funds. They are: 1) the assessment function involves the collection and analysis of information to identify important health problems. Services provided by local health departments include: 1) monitoring health status to identify community health problems; 2) diagnosing and investigating health problems and health hazards in the community; 3) informing, educating, and empowering people about health issues; 4) mobilizing community partnerships to identify and solve health problems; 5) developing policies and plans that support individual and community health efforts; 6) enforcing laws and regulations that protect health and ensure safety; 7) linking people to needed personal health services and assuring the provision of health care when otherwise unavailable; 8) assuring a competent public health and personal health care workforce; 9) evaluating effectiveness, accessibility, and quality of personal and population-based health services and 10) researching for new insights and innovative solutions to health problems.

Funding is also provided to federally qualified community health centers to improve access to underserved populations. Funds are distributed equally to each of the six center in the state. Minority health funding is provided to county health departments with a minority population exceeding five percent in counties in the first and third congressional districts and to the federally qualified health clinics in the second congressional district.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Number of counties covered by a local health department	93	93	93	93
Number of district health departments that provide all of the core functions of public health)	18	18	18	18

**AGENCY 25 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 502 PUBLIC HEALTH GRANTS/AID, CONT'D.**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	3,798,800	3,835,679	3,752,801	3,758,060
Cash	8,490,594	8,865,660	7,542,764	8,280,000
Federal				
Revolving				
<b>Total</b>	12,289,394	12,401,339	1,295,565	12,038,060
Employees	0	0	0	0

**AGENCY 25 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 514 HEALTH AND MEDICAL ASSISTANCE/AID**

**PROGRAM OBJECTIVES**

- Fund public health programs that assess the risk and reduce the likelihood of disease, injury, disability, premature death and environmental hazards
  
- Carry out core functions of public health, including assessment, policy development, and assurance.

**PROGRAM DESCRIPTION**

Health Aid promotes public health activities which enhance the health of families through education, prevention of disease, reduction of morbidity and mortality, and facilitates access to appropriate health related services. The following programs are in this budget program:

- ◆ Chronic Renal Disease
- ◆ HIV/AIDS Prevention
- ◆ AIDS-Drugs (Ryan White program)
- ◆ The Breast and Cervical Cancer Screening Program ("Every Woman Matters")
- ◆ Colon Cancer Screening Program
- ◆ Diabetes
- ◆ Commodity Supplemental Food
- ◆ Immunization
- ◆ Newborn Screening and Genetics
- ◆ Reproductive Health
- ◆ Special Supplemental Nutrition Program for Women, Infants and Children (WIC)
- ◆ Developmental Disabilities Planning
- ◆ Childhood Lead Prevention
- ◆ Native American Public Health
- ◆ Preventive Health and Health Services Block Grant
- ◆ Arthritis
- ◆ Comprehensive Cancer Control
- ◆ External Maternal and Child Health Services (MCHS) Grants
- ◆ Sexually Transmitted Disease Program
- ◆ Tuberculosis Program
- ◆ Emergency Medical Services Program

**AGENCY 25 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 514 HEALTH AND MEDICAL ASSISTANCE/AID, Cont'd.**

<b><u>STATISTICS</u></b>	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Renal patients assisted	715	745	775	840
Persons assisted under Ryan White:				
Emergency assistance	410	210	321	340
Case management	510	541	652	590
Drug assistance	505	587	605	650

<b><u>BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	4,004,599	4,848,620	3,962,050	4,790,612
Cash	10,367,887	8,930,646	8,781,239	11,295,817
Federal	43,991,745	47,431,552	58,272,48	45,848,225
Revolving				
<b>Total</b>	58,364,231	61,210,818	71,015,771	61,934,654
Employees	0	0	0	0

**AGENCY 25 HEALTH AND HUMAN SERVICES  
PROGRAM 519 NEBRASKA VETERANS' HOMES**

**PROGRAM OBJECTIVES**

- To provide long-term care to wartime military veterans and their eligible dependents.
- To operate long term care facilities at Scottsbluff, Grand Island, Norfolk and Bellevue.
- To assist members to maintain wellness and maintain or improve their levels of functioning, unless clinically unavoidable.
- To provide management and oversight of the Veterans Home System.

**PROGRAM DESCRIPTION**

The Nebraska Veterans' Homes are long term care facilities providing health services to geriatric and chronically ill military veterans and their eligible dependents (i.e., spouses, widows, parents) at four campuses across the state: the Western Nebraska Veterans' Home, Scottsbluff; the Grand Island Veterans' Home; the Norfolk Veterans' Home; and the Eastern Nebraska Veterans' Home, Bellevue. The primary purpose is to provide a level of care to each member that meets their individual physical and/or mental health needs by providing skilled nursing, intermediate nursing or assisted living (domiciliary) care.

The federal Veterans Administration provides per diem federal fund reimbursement for veterans in the Nebraska Veterans' Homes and the members pay fees based upon their ability to pay. Application for admission to a Veterans Home is made to the County Veterans Service Officer. The Service Officer forwards the completed application to the Board of Inquiry and Review for determination of eligibility.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Beginning census	533	538	541	524
Admissions	218	203	182	210
Discharges/deaths	214	200	199	207
Ending census	538	541	524	527
Licensed beds:				
Nursing	598	598	598	598
Domiciliary	198	198	198	198

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	27,030,845	27,062,457	22,828,926	25,298,080
Cash	13,048,525	12,716,633	12,243,294	14,201,610
Federal	8,885,932	11,234,824	15,096,858	15,974,204
Revolving				
<b>Total</b>	48,965,302	51,013,914	50,169,078	55,473,894
Employees	788.55	738.16	725.86	915.00

**AGENCY 25 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 559 CARE MANAGEMENT/AID**

**PROGRAM OBJECTIVES**

The objective of the Aging Care Management program is to help older persons in Nebraska reside in living situations that meet their needs and support independence by:

- Providing assessment and care planning services;
- Implementing the care plans
- Developing home and community-based services to meet the long-term care needs of older persons in Nebraska
- Providing regular follow-up to prevent the escalation of more costly services

**PROGRAM DESCRIPTION**

The State Unit on Aging administers the Nebraska Care Management program. The Care Management Program is operated at the local level by care management units of the eight Area Agencies on Aging. Care managers assess the functional level and needs of the older individual, in consultation with the individual develop a plan of care to meet identified needs, and arrange services to facilitate independence. Care managers complete a re-assessment of the individual each year and modify the care plan as needed. Persons receiving services are charged a fee based upon their ability to pay.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Persons served per month	7,018	7,456	6,501	6,800
Care Management units	58,034	61,359	56,092	58,900

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	2,057,100	1,973,323	2,060,737	2,033,123
Cash				
Federal				
Revolving				
<b>Total</b>	2,057,100	1,973,323	2,060,737	2,033,123
Employees	0	0	0	0

**AGENCY 26 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 571 AGING SERVICES/AID**

**PROGRAM OBJECTIVES**

- To distribute federal, state and private funds to Area Agencies on Aging for the development of programs and services for the elderly in all areas of the state.
- Provide social, nutritional, recreational, and health services to older persons

**PROGRAM DESCRIPTION**

The State Unit on Aging distributes federal and state funds to the eight Area Agencies on Aging for the development of comprehensive and coordinated community-based services for older adults. Services which may be provided include:

- (a) In-home services (e.g., personal care services, homemaker services, chore services)
- (b) Access services (e.g., transportation, information and referral, outreach)
- (c) Health promotion services (e.g., health clinics, nutrition education and counseling)
- (d) Meals (congregate meals and home-delivered meals)
- (e) Caregiver services
- (f) Other services such as legal services and adult day care.

Federal Older Americans Act funds for services are distributed to the area Agencies on Aging on a formula basis. State funds are allocated to the Area Agencies on Aging through the Nebraska Community Aging Services Act which requires that a minimum of 25 percent of the actual costs of agency operation be generated from local resources with the remainder coming from state and federal funds.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Unduplicated clients	34,043	26,671	26,680	28,000
Meals served	2,116,049	2,011,244	1,994,691	2,094,400

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	5,735,698	5,478,630	5,859,913	5,966,315
Cash				
Federal	9,505,241	9,422,007	9,132,249	9,469,241
Revolving				
<b>Total</b>	15,240,939	14,900,637	14,992,162	15,435,556
Employees	0	0	0	0

**AGENCY 25 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 621 STEM CELL RESEARCH/OPERATIONS**

**PROGRAM OBJECTIVES**

---To facilitate stem cell research by development of a process to award grants to Nebraska institutions or researchers for the purpose of conducting non-embryonic stem cell research.

**PROGRAM DESCRIPTION**

The Stem Cell Research Act was created in 2008 by LB 606. The bill directed the creation of a Stem Cell Research Advisory Committee. The committee consists of the dean of every medical school in Nebraska or his or her designee. There are additional members to be appointed to the committee. They will be appointed in the following manner: (a) The dean of every medical school in Nebraska nominates three scientists from outside Nebraska conducting human stem cell research with funding from the National Institutes of Health of the United States Department of Health and Human Services; and (b) the chief medical officer selects two scientists from each set of nominations to serve on the committee. Appointments by the chief medical officer will be approved by the legislature.

The committee will establish a grant process to award grants to Nebraska institutions or researchers for the purpose of conducting nonembryonic stem cell research. The committee will annually report to the Legislature the number of grants awarded, the amount of the grants, and the researchers or institutions to which the grants were awarded. No more than every three years, the committee will report to the Legislature on the progress of any projects that have been awarded grants under the Stem Cell Research Act.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Number of grants awarded	6	4	4	5

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	13,728	6,900	7,421	13,573
Federal				
Revolving				
<b>Total</b>	<b>13,728</b>	<b>6,900</b>	<b>7,421</b>	<b>13,573</b>
<b>Employees</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

**AGENCY 25 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 621 STEM CELL RESEARCH/AID**

**PROGRAM OBJECTIVES**

---Award grants to Nebraska institutions or researchers for the purpose of conducting non-embryonic stem cell research.

**PROGRAM DESCRIPTION**

Money will be used to provide a dollar-for-dollar match, up to five hundred thousand dollars per fiscal year, of funds received by institutions or researchers from sources other than funds provided by the State of Nebraska for non-embryonic stem cell research. The matching funds will be awarded through the grant process. No single institution or researcher shall receive more than seventy percent of the funds available for distribution on an annual basis.

Funding is from the Health Care Cash Fund.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	900,695	320,368	444,889	437,000
Federal				
Revolving				
<b>Total</b>	900,695	320,368	444,889	437,000
Employees	0	0	0	0

**AGENCY 25 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 622 CANCER RESEARCH/OPERATIONS**

**PROGRAM OBJECTIVES**

- To assure that proposals conform to the intent of the legislation
- To evaluate the scientific merit of the proposals
- To maintain a cancer registry

**PROGRAM DESCRIPTION**

All applications for cancer research grants are evaluated using a three-step peer review process. The criteria to evaluate the proposals are in compliance with the intent of the legislation and scientific merit

In 1986, the Legislature approved funding for a cancer registry. Funds for the registry cannot exceed \$200,000 annually. The purpose of the cancer registry is to provide a central data bank of accurate, precise and current information which medical authorities can use to assist in research for the prevention, cure and control of cancer.

<b><u>BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	213,846	239,163	297,418	407,519
Federal				
Revolving				
<b>Total</b>	213,846	239,163	297,418	407,519
Employees	.72	.98	1.09	1.85

**AGENCY 25 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 622 CANCER RESEARCH/AID**

**PROGRAM OBJECTIVES**

- Provide funding for research for the further investigations of cancer and other smoking related diseases
- Build institutional capacity at the University of Nebraska Medical Center (UNMC) and Creighton University Medical Center (CUMC) to contribute to the research of cancer and other smoking-related diseases

**PROGRAM DESCRIPTION**

The cancer research aid program was created by the Nebraska Legislature in 1981 for the purpose of providing funds for research related to cancer and other smoking-related diseases. Financial support was provided through a one-cent per pack tax on cigarettes sold in the state and a peer review process for evaluating applications from, and awarding funds to, individual researchers was established. Part of the one-cent tax was earmarked for the Eppley Cancer Research Center and to support the Cancer Registry. The remaining revenue generated from the one-cent tax is distributed on a competitive basis to colleges and universities in Nebraska doing cancer research. In 1993, the legislature increased the state's cigarette tax, designating an additional two cents per pack sold toward similar research activities. Funds are divided evenly between UNMC and Creighton University Medical Center and then distributed to individual researchers at their respective institutions. Applications for support of proposed research projects are made through the Department of Health and Human Services and a nationwide panel reviews them every 3-5 years.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	3,323,614	3,038,041	2,270,224	3,291,113
Federal				
Revolving				
<b>Total</b>	3,323,614	3,038,041	2,270,224	3,291,113
Employees	0	0	0	0

**AGENCY 25 DEPARTMENT OF HEALTH AND HUMAN SERVICES  
PROGRAM 623 BIOMEDICAL RESEARCH/AID**

**PROGRAM OBJECTIVES**

- Provide funding for biomedical research, including research to improve ethnic and minority health
- Build institutional capacity at the University of Nebraska Medical Center (UNMC) and Creighton University Medical Center (CUMC), the University of Nebraska – Lincoln (UNL) and the Boys Town Research Hospital (BTRH) to contribute to biomedical research

**PROGRAM DESCRIPTION**

The Biomedical Research program was created by the Nebraska Legislature in 2001 for the purpose of providing funds from the Nebraska Health Care Cash Fund for biomedical research, including research to improve ethnic and minority health. It currently funded at \$14 million a year with funding from the Health Care Cash Fund. The Department of Health and Human Services distributes the funds to the University of Nebraska Medical Center, Creighton University Medical Center, the University of Nebraska – Lincoln and the Boys Town Research Hospital.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	14,000,000	14,000,000	14,000,000	14,000,000
Federal				
Revolving				
<b>Total</b>	14,000,000	14,000,000	14,000,000	14,000,000
Employees	0	0	0	0

**AGENCY 25 HEALTH AND HUMAN SERVICES  
PROGRAM 870 NORFOLK SEX OFFENDER TREATMENT**

**PROGRAM OBJECTIVES**

---To provide secure inpatient mental health treatment services to persons committed under the Sex Offender Commitment Act.

**PROGRAM DESCRIPTION**

The Sex Offender Commitment Act, passed in 2004, provides for court-ordered treatment of sex offenders who have completed their sentences at the Department of Correctional Services, but who continue to pose a threat of harm to others. Under the Act, these sex offenders will be committed to the custody of the Department of Health and Human Services for secure inpatient sex offender treatment services.

The Lincoln Regional Center works with the Norfolk Sex Offender Treatment Program (120 beds) to operate a combined sex offender treatment program. Phase One is completed at Norfolk and Phase Two (64 beds) and Three (21 beds) of sex offender treatment are completed at the LRC.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Beginning census	82	70	72	76
Admissions	25	28	24	26
Discharges/deaths	37	26	20	23
Ending census	70	72	76	79
Total persons served	107	98	96	99
Average daily census	78	71	73	75
Licensed beds	150	150	150	120

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	13,925,853	14,225,995	14,267,560	14,178,652
Cash	34,247	43,718	53,984	72,914
Federal				
Revolving				
<b>Total</b>	13,960,100	14,269,713	14,321,544	14,251,566
Employees	184.93	171.08	198.82	225.70

## AGENCY 27 DEPARTMENT OF ROADS

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**DIRECTOR:** Randall D. Peters, P.E.  
1500 Highway 2  
P.O. Box 94759  
471-4567

**LEGISLATIVE** Mike Lovelace  
**FISCAL OFFICE:** 471-0050

**EXECUTIVE** Dave Spatz  
**BUDGET OFFICE:** 471-4179

### **AGENCY DESCRIPTION**

The Department of Roads is responsible for the construction and maintenance of Nebraska's roads and highways. Highway maintenance and construction operations are administered from eight district offices located in Omaha, Lincoln, Norfolk, North Platte, Grand Island, Gering, McCook and Ainsworth. The Department houses the Nebraska Office of Highway Safety and is also involved in assisting rural and urban public transportation systems.

Sources of revenue for the Department include: Federal-aid Highway Funds; Motor Fuel Taxes; Motor Vehicle Registration Fees; Motor Vehicle Sales Tax at 5%; Local Reimbursement; and Investment Earnings.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	0	497	0	0
Cash	655,457,874	593,747,571	686,104,877	671,213,355
Federal	314,397	5,878,495	0	0
Revolving				
<b>Total Operations</b>	655,772,271	599,626,563	686,104,877	671,213,355
<b>STATE AID:</b>				
General	0	0	0	0
Cash	2,832,229	2,828,905	2,947,144	2,872,884
Federal	3,820,566	0	0	0
Revolving	681,554	1,069,816	0	0
<b>Total State Aid</b>	7,334,349	3,898,721	2,947,144	2,872,884
<b>TOTAL FUNDS:</b>				
General	0	497	0	0
Cash	658,290,103	596,576,476	689,052,021	674,086,239
Federal	4,134,963	5,878,495	0	0
Revolving	681,554	1,069,816	0	0
<b>Total Budget</b>	663,106,620	603,525,284	689,052,021	674,086,239
Employees	2,191.35	2,146	2,146	2,146

**AGENCY 27 DEPARTMENT OF ROADS  
PROGRAM 113 BRANCH RAIL REVITALIZATION**

**PROGRAM OBJECTIVES**

---To provide for the acquisition, rehabilitation and/or operation of light-density rail lines that when given financial assistance exhibit potential for long-term viability.

**PROGRAM DESCRIPTION**

The Railway Council is responsible for administering programs and funds used in efforts to rehabilitate, acquire and operate light-density rail lines. As part of its efforts the Council applies for funding from the Federal Railroad Administration for funds to be used for revitalization purposes.

**The Railway Council was eliminated by LB 259 (2011 legislative session) which repealed the Light-Density Rail Line Assistance Act.**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	0	497	0	0
Cash				
Federal				
Revolving				
<b>Total</b>	0	497	0	0
Employees	0	0	0	0

**AGENCY 27 DEPARTMENT OF ROADS  
PROGRAM 185 LIGHT-DENSITY RAIL LINE ASSISTANCE/AID**

**PROGRAM OBJECTIVES**

---To account for the granting of money for acquisition, rehabilitation and/or operation of light-density rail lines.

**PROGRAM DESCRIPTION**

The Light-Density Rail Line Assistance Revolving Fund is used to account for the granting of money used for acquisition, rehabilitation or operation of light-density rail lines. This budgetary program provides the appropriation authority to spend available funding to provide grants on future projects.

**The Light-Density Rail Line Assistance Revolving Fund was repealed by LB 259 during the 2011 legislative session.**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash				
Federal				
Revolving	681,554	1,069,816	0	0
<b>Total</b>	681,554	1,069,816	0	0
Employees	0	0	0	0

**AGENCY 27 DEPARTMENT OF ROADS  
PROGRAM 305 RAIL/OPERATIONS**

**PROGRAM OBJECTIVES**

- To promote development and improvements to intercity passenger rail service in the Midwest.
- To coordinate interaction among Midwestern elected officials on passenger rail issues.
- To promote development and implementation of long range plans for high-speed passenger rail service.
- To work with public and private sectors to ensure coordination of efforts and to promote Midwestern interests regarding passenger rail service.
- To support efforts of transportation agencies involved in developing and implementing passenger rail service in the Midwest.

**PROGRAM DESCRIPTION**

With the passage of LB 244 in 2001, Nebraska joined the Midwest Interstate Passenger Rail Compact. Funding for the annual membership dues are appropriated to and expended from this program.

No funding has been appropriated for the annual membership dues since FY08-09. Although the provisions of LB 244 are still in statute, the lack of appropriation for membership dues has effectively ended Nebraska's participation in the Compact.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	0	0	0	0
Cash				
Federal				
Revolving				
<b>Total</b>	0	0	0	0
Employees	0	0	0	0

**AGENCY 27 DEPARTMENT OF ROADS  
PROGRAM 305 ASSISTANCE TO LOCAL TRANSIT AUTHORITIES/AID**

**PROGRAM OBJECTIVES**

- To provide a State subsidy for support of eligible operating costs of public transportation systems that operate locally.
- To provide a State subsidy for operating and/or capital expenses incurred by intercity transit providers that connect two or more communities or areas.

**PROGRAM DESCRIPTION**

The State provides financial assistance for the operation of public transportation systems that operate locally. The assistance cannot exceed 50% of the eligible operating costs and the State funds must be matched by an equal amount of local funds.

In FY 93-94, a new program was initiated to provide operating and capital outlay assistance to intercity bus systems that connect two or more communities or areas. There is not a specific matching requirement for the receipt of these funds.

With the passage of LB1144 in 2004, transit aid is now funded from the Roads Operations Cash Fund.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Transit systems assisted	67	67	67	67
Inter-city Bus Systems	4	4	4	4

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	2,832,229	2,828,905	2,947,144	2,872,884
Federal				
Revolving				
<b>Total</b>	2,832,229	2,828,905	2,947,144	2,872,884
Employees	0	0	0	0

**AGENCY 27 DEPARTMENT OF ROADS  
PROGRAM 568 HIGHWAY ADMINISTRATION**

**PROGRAM OBJECTIVES**

- To develop, implement and administer the one and five-year plans for highway construction.
- To develop, implement and administer the highway maintenance program.

**PROGRAM DESCRIPTION**

This program functions to administratively support the accomplishment of the Construction and Maintenance Programs. Included in this program are all supervisory and related expenses. This includes all administrative type personnel and engineering, construction, and maintenance supervisory personnel. It includes the State Highway Commission, Junkyard Regulation and Outdoor Advertising Administration. It also includes legal expenses and personnel responsible for the coordination of Department programs and activities designed to promote and support intergovernmental collaboration at the state, county and municipal levels toward the orderly development of an integrated system of public roads throughout the State of Nebraska.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	17,213,882	15,499,747	15,606,805	16,521,151
Federal	4,134,963	5,878,494	0	0
Revolving				
<b>Total</b>	21,348,845	21,378,241	15,606,805	16,521,151
Employees	165.85	160	160	160

**AGENCY 27 DEPARTMENT OF ROADS  
PROGRAM 569 CONSTRUCTION**

**PROGRAM OBJECTIVES**

---To implement the one and five-year highway construction program.

---To implement the National Highway Safety Act of 1966.

---To reduce traffic fatalities and accidents within Nebraska.

**PROGRAM DESCRIPTION**

This program provides for the replacement or improvement of those state highways that have completed their normal life cycle or have experienced increased traffic demands. The primary goal and emphasis of the Construction Program is preservation and restoration of the State Highway System. Resurfacing and rehabilitation will become the keystone in the Department of Roads' strategy to protect these state assets. In order to accomplish the Department's goal, many tools are used. One of the tools that the Department uses in determining the optimum time and type of maintenance and improvement to be done to our highway system is a Pavement Management System. Through this system, the roadway is monitored providing data that allows the Department to systematically and consistently program maintenance activities and resurfacing and reconstruction actions so as to safeguard the state's highway investment at the lowest possible cost.

Effective July 1, 2009 the Nebraska Office of Highway Safety was transferred from the Department of Motor Vehicles to the Department of Roads. This office implements the federal highway safety program in Nebraska which helps state agencies, counties, and communities develop traffic safety programs. Examples of projects include programs to reduce drunken driving, enforce the speed limit, reduce road hazards, and safety belt promotion and education. The projects are outlined in the annual Nebraska Highway Safety Plan. Funds are allocated on a project basis. The division staff assists with the auditing and oversight of agency approved driver training schools, driver safety courses, and traffic offense pretrial diversion programs (STOP).

**STATISTICS**

	<u>2010-2011</u>	<u>2011-2012</u>	<u>2012-2013</u>
	<u>Published</u>	<u>Published</u>	<u>Published</u>
INTERSTATE PROGRAM (Mileage):			
Reconstruction	0	0	2
Rehabilitation	23	0	51
Armor coat, microsurface and fog seals	0	0	2
DISTRICT PROGRAM (Mileage):			
Expressway	0	0	0
Urban	0	0	1
Reconstruction	7	5	12
Resurfacing	458	485	425
Surfaced shoulders	45	0	0
Gravel elimination	0	0	0
Armor coat, microsurface and fog seals	94	85	305
BRIDGES (No. of structures):			
Reconstruction or rehabilitation	28	22	24
PROGRAMMED COSTS (\$1,000):			
Interstate Program	\$193,650	\$32,578	\$53,716
Expressway Program	\$0	\$0	\$0
District Program	\$122,350	\$274,169	\$279,750

**AGENCY 27 DEPARTMENT OF ROADS  
PROGRAM 569 CONSTRUCTION, cont'd.**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	482,178,606	426,885,444	510,378,683	496,160,129
Federal				
Revolving				
<b>Total</b>	482,178,606	426,885,444	510,378,683	496,160,129
Employees	866.7	849	849	849

**AGENCY 27 DEPARTMENT OF ROADS  
PROGRAM 572 SERVICES AND SUPPORT**

**PROGRAM OBJECTIVES**

---To serve as a clearing and holding account pending the distribution of costs to the other programs.

---To maintain an optimum inventory of equipment.

**PROGRAM DESCRIPTION**

This program serves as a clearing and holding account pending the distribution of costs to the other four programs. The primary objective of this program in regard to budgeting is to establish and maintain an optimum inventory level in the supply base system. It includes the costs and distribution of supply base materials and operations (which includes the distribution of supplies and materials purchased in a prior fiscal year); charges to other agencies for services rendered and supplies and materials issued (including fuel); charges for minor building upkeep; and data processing services. It also includes the initial cost of new automobiles, heavy equipment and technical equipment.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Auto & heavy road equipment purchased (thousands)	\$7,736	\$10,925	\$9,865	\$10,000
Fuel purchased (thousands)	\$9,088	\$10,164	\$10,990	\$11,000

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	34,872,671	38,699,480	38,483,122	33,478,937
Federal				
Revolving				
<b>Total</b>	34,872,671	38,699,480	38,483,122	33,478,937
Employees	128.8	123	123	123

**AGENCY 27 DEPARTMENT OF ROADS  
PROGRAM 574 MAINTENANCE**

**PROGRAM OBJECTIVES**

- To insure the preservation and upkeep of the state highway system.
- To provide safe, convenient, and economical transportation of highway users.

**PROGRAM DESCRIPTION**

The Department's overall Maintenance Program objective is the preservation and upkeep of all elements of state highways, in a condition as near as practical to their original construction or their subsequently improved condition; to provide safe, convenient and economical transportation to the highway users; and to protect the state's investment in the highway system. There are five basic factors that influence maintenance expenditures:

1. Changing economic conditions. Inflation due to rising costs of materials and equipment.
2. The level of maintenance service.
3. Increasing age of the State Highway System.
4. The number and weight of vehicles traveling our State's highway system.
5. Weather conditions.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
State maintained highways:				
Gravel (miles)	37	37	38	38
Paved (miles)	10,244	10,251	10,256	10,256
Winter operations:				
Cost (millions of dollars)	\$43.2	\$28.2	\$18.8	\$21.0
Man-days of work	45,056	32,670	18,056	21,000

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	121,192,715	112,662,900	121,636,267	125,053,138
Federal				
Revolving				
<b>Total</b>	121,192,715	112,662,900	121,636,267	125,053,138
Employees	1,030.0	1,014	1,014	1,014

## **AGENCY 28 DEPARTMENT OF VETERANS' AFFAIRS**

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**DIRECTOR:** John Hilgert  
Sixth Floor East  
State Office Building  
471-2458

**LEGISLATIVE** Mike Lovelace  
**FISCAL OFFICE:** 471-0050

**EXECUTIVE** Elton Larson  
**BUDGET OFFICE:** 471-4173

### **AGENCY DESCRIPTION**

The Department of Veterans' Affairs, created in 1947, is headed by a Director who is appointed by the Governor subject to the approval of the Legislature. The Department is responsible for aiding and assisting veterans and their eligible dependents in applying for and receiving state and federal veterans' benefits, and for supervising and administering various state programs.

The Department is located in Lincoln, but cooperates with veterans' organizations and county service officers throughout the state in making referrals and recommendations, and providing information to veterans.

<b><u>BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	926,750	1,044,916	1,121,481	1,127,666
Cash			8,000	6,000
Federal				
Revolving				
<b>Total Operations</b>	926,750	1,044,916	1,129,481	1,133,666
Employees	15.4	16.4	17.4	17.25

**AGENCY 28 DEPARTMENT OF VETERANS' AFFAIRS  
PROGRAM 36 DEPARTMENTAL ADMINISTRATION**

**PROGRAM OBJECTIVES**

- Provide complete administrative support to all Divisions of the Department, to include accounting, human resources/payroll, budget, procurement and fixed assets.
- To provide assistance to Nebraska veterans and their dependents in seeking and securing state and federal veterans' benefits and services.

**PROGRAM DESCRIPTION**

The Director of Veterans' Affairs appoints state service officers who assist and represent veterans from Nebraska in applying for federal benefits. The Director administers the Nebraska Veterans' Aid Fund by determining the eligibility of applicants and the amount to be distributed to each from the interest earned on the fund for food, shelter, fuel, wearing apparel, medical or surgical aid and funeral expenses. As Secretary of the Veterans Home Board, the Director determines the eligibility for veterans applying for admission to the Nebraska Veterans' Homes at Grand Island, Norfolk, Scottsbluff and Bellevue. The Department approves applications for waivers of tuition at state-supported schools and colleges and maintains a grave registry of all veterans buried in Nebraska. The Department is a depository for separation documents of discharged military personnel from Nebraska. Discharges are filed and requests are received for copies. The Department is the central administration for all divisions including the Nebraska Veterans' Service Office and the Nebraska Veterans Cemetery System.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Grave registrations	1,256	1,099	1,111	1,450
Grave registrations on file with NDVA	86,753	87,859	88,970	91,110
Applications processed for:				
Admission to veterans' homes	502	532	498	560
Waiver of tuition	317	326	272	380
Tuition credit for active reservists	69	67	65	120
Discharges received and filed	2,390	2,332	3,985	2,480
Discharges on file with NDVA	721,969	724,301	728,286	730,766
Discharge requests	2,030	1,730	1,771	2,120
Welcome home letters	985	849	1,659	1,200
Aid Fund applications received & pending	979	1,060	890	1,200
Veterans' Aid Fund payments	\$733,342	\$838,330	\$750,508	\$972,000
Federal veterans' benefits:				
Hearings	411	308	485	500
Claims filed	6,863	7,568	8,327	6,200
Ratings received/reviewed	9,129	9,710	8,506	10,200
Claim support evidence	80,005	73,683	74,328	71,000
Powers of Attorney	4,109	4,300	4,450	4,500
USVA benefits for NE veterans	\$369,853,000	\$433,235,000	\$510,696,000	\$600,696,000
Number of accredited State Service Officers	5	5	5	5
Annual accredited training hours for SSO's	240	400	400	400
Honorary high school diplomas awarded to WWII & Korean veterans	14	15	15	15

**AGENCY 28 DEPARTMENT OF VETERANS' AFFAIRS  
PROGRAM 36 DEPARTMENTAL ADMINISTRATION, CONT'D.**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	834,005	849,073	869,834	866,463
Cash				
Federal				
Revolving				
<b>Total</b>	834,005	849,073	869,834	866,463
Employees	13.83	12.94	13.73	13.25

**AGENCY 28 DEPARTMENT OF VETERANS' AFFAIRS  
PROGRAM 37 VETERANS' CEMETERY SYSTEM**

**PROGRAM OBJECTIVES**

---To establish and operate a cemetery system in Nebraska as a place of honor and remembrance for veterans and their dependents.

**PROGRAM DESCRIPTION**

The Department of Veterans' Affairs is authorized by statute to establish and operate a state veteran cemetery system that includes facilities in Box Butte County, Sarpy County and the Nebraska Veterans' Memorial Cemetery in Hall County. The director may seek and expend private, state and federal funds for the establishment, construction, maintenance, administration and operation of the cemetery system. The director shall provide lots in the cemetery system for the interment of deceased veterans as defined by the National Cemetery Administration of the United States Department of Veterans Affairs and eligible dependents. The first cemetery, located in Box Butte County (the Nebraska Veterans Cemetery at Alliance), was dedicated in August 2010.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Interments (Burial/Cremation/Scattering)	0	46	43	45

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	92,746	195,843	251,647	261,203
Cash			8,000	6,000
Federal				
Revolving				
<b>Total</b>	92,746	195,843	259,647	267,203
Employees	1.57	3.46	3.67	4.0

## AGENCY 29 DEPARTMENT OF NATURAL RESOURCES

**DIRECTOR:** Brian Dunnigan  
 Fourth Floor South  
 State Office Building  
 471-2363

**LEGISLATIVE** Jeanne Glenn  
**FISCAL OFFICE:** 471-0056

**EXECUTIVE** Cindy Miserez  
**BUDGET OFFICE:** 471-4174

### **AGENCY DESCRIPTION**

The Department of Natural Resources (DNR) was established in FY 2000-2001 when the former Department of Water Resources and the Natural Resources Commission were merged into a single agency. The agency has statutory responsibility for managing and conserving the State's water and land resources in an effective and efficient manner. Obligations include: developing and implementing integrated water management plans (IMPs) in collaboration with local natural resources districts (NRDs) for river basins designated as fully or overappropriated or where (NRDs) request to complete a voluntary IMP as required by the Ground Water Management and Protection Act; an annual evaluation of hydrologically connected water supplies in those basins not currently designated as fully appropriated or overappropriated; administering and regulating surface water to ensure compliance with interstate compacts, decrees, and agreements related to water quantity issues; directing state-wide water planning; issuing surface water permits and conducting water rights administration; registering groundwater wells; directing floodplain management and dam safety programs; operating the stream gaging program; managing State cost-share programs to aid in proper use and protection of Nebraska's water, land, and related natural resources; and assembling and sharing natural resources data.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	8,703,792	8,024,720	8,652,164	10,397,171
Cash	947,736	792,667	341,087	776,125
Federal	459,273	758,273	609,872	439,596
Revolving				
<b>Total Operations</b>	10,110,801	9,575,660	9,603,122	11,612,892
<b>STATE AID:</b>				
General	9,661,968	7,163,114	6,885,669	5,958,361
Cash	1,211,159	2,394,566	1,486,831	9,710,000
Federal	0	0	0	72,327
<b>Total State Aid</b>	10,873,127	9,557,680	8,372,499	15,740,688
<b>TOTAL FUNDS:</b>				
General	18,365,760	15,187,834	15,537,832	16,355,532
Cash	2,158,895	3,187,233	1,827,917	10,486,125
Federal	459,273	758,273	609,872	511,923
Revolving	0	0	0	0
<b>Total Budget</b>	20,983,928	19,133,340	17,975,622	27,353,580
Employees	99.89	100.52	100.88	107

**AGENCY 29 DEPARTMENT OF NATURAL RESOURCES  
PROGRAM 303 SMALL WATERSHEDS FLOOD CONTROL FUND/AID**

**PROGRAM OBJECTIVES**

- To provide financial assistance to local units of government in the procurement of lands, easements, and rights-of-way that are needed for construction of approved flood control projects;
- To assist in accelerating the watershed planning process and to assist sponsors in all aspects of land rights acquisition and land management.

**PROGRAM DESCRIPTION**

The Small Watersheds Flood Control Fund was established in 1963 to provide state financial assistance for the acquisition of the necessary land rights for flood control structures. Land rights can be in the form of easements, rights-of-way or purchases. The statutory requirement of the program is that the local unit of government procures a minimum of 75% of the needed number of land rights before they are eligible to receive state funds. When land is purchased for a project it must be sold within ten years with proceeds of the sale being returned to the fund for reuse. This program is primarily used to leverage federal funds on projects where the construction costs are reimbursed by the federal government and the local sponsor must provide the necessary land rights. However, the Fund can also be utilized for projects which are entirely funded by Natural Resources Districts or other local entities.

While the law provides for sales within ten years, an attempt is made to sell the property as soon as it is considered to be in optimum condition for resale - usually within six years. This practice enables the Natural Resources Commission to more quickly commit funding to new projects. Another goal is to resell property at a premium over the purchase price which helps offset the loss of funds used to acquire easements and rights-of-way. A special provision of the law allows any political subdivision to acquire any fee title property at appraised value, provided that the property is utilized for public purposes such as recreation or fish and wildlife enhancement.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	0	0	0	0
Cash	0	586,900	191,136	475,000
Federal				
Revolving				
<b>Total</b>	0	586,900	191,136	475,000
Employees	0	0	0	0

**AGENCY 29 DEPARTMENT OF NATURAL RESOURCES  
PROGRAM 304 NEBRASKA WATER CONSERVATION FUND/AID**

**PROGRAM OBJECTIVES**

- To promote efforts by landowners to better manage and conserve the State's natural resources;
- To provide financial assistance to private landowners to help offset the costs of implementing soil and water conservation practices

**PROGRAM DESCRIPTION**

The Soil and Water Conservation Fund was created in 1977 to provide financial assistance to private landowners for the installation of soil and water conservation practices. Various conservation practices are eligible for cost-share assistance of up to 75 percent. The Natural Resources Commission determines the list of eligible practices, establishes operating procedures, and annually allocates the funds among the 23 Natural Resource Districts (NRDs). The USDA Natural Resources Conservation Service provides technical assistance needed in planning and confirming satisfactory completion of the conservation measures. NRDs are responsible for the administration of the program at the local level.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Dams constructed	8	2	3	5
Reuse pits constructed	1	0	1	1
Terraces installed (thousands of feet)	737	535	734	700
Windbreaks (acres)	336	617	4,812	1,500
Irrigation Water Mgt. Practices (acres)	29,472	24,321	21,399	25,000
Acres of Grazing Systems	71,481	52,843	50,058	65,000

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	2,467,299	2,186,299	2,449,850	2,318,036
Cash				50,000
Federal				
Revolving				
<b>Total</b>	2,467,299	2,186,299	2,449,850	2,368,036
Employees	0	0	0	0

**AGENCY 29 DEPARTMENT OF NATURAL RESOURCES  
PROGRAM 306 WATER WELL DECOMMISSIONING FUND/AID**

**PROGRAM OBJECTIVES**

- To encourage landowners to properly decommission unused water wells to eliminate the potential for ground water contamination and other hazards including safety hazards;
- To provide financial assistance through local natural resources districts to private landowners to help offset well decommissioning costs and thus encourage proper decommissioning.

**PROGRAM DESCRIPTION**

The Water Well Decommissioning Fund was established by LB 981 of 1994. The fund provides state cost-share funds for decommissioning illegal or unused water wells. The Natural Resources Commission administers the fund, which is available to natural resources districts (NRDs) that have implemented qualified well decommissioning programs. The funds are allocated to NRDs that administer qualified decommissioning programs, and distributed to them based on actual decommissioning claims paid to landowners. Twenty-one of the twenty-three NRDs participate in the program. The source of funds for this program is a portion of each well registration fee collected by the Department, currently established at \$21.50 of each well registration fee.

The trend in numbers of wells decommissioned has declined in the last two years, and is expected to continue due to decreased funding available as a result of declining well registration activity.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Wells decommissioned	715	2,276	1,775	1,450

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	58,857	66,370	52,895	100,000
Federal				
Revolving				
<b>Total</b>	58,857	66,370	52,895	100,000
Employees	0	0	0	0

**AGENCY 29 DEPARTMENT OF NATURAL RESOURCES  
PROGRAM 307 NEBRASKA RESOURCES DEVELOPMENT FUND/AID**

**PROGRAM OBJECTIVES**

- To promote local conservation projects that include flood damage reduction, sediment and erosion control, recreational development, groundwater recharge, improved irrigation water management and fish and wildlife enhancement;
- To provide grants and/or loans to political subdivisions for the construction of water conservation and development projects in Nebraska.

**PROGRAM DESCRIPTION**

The Fund provides grant and/or loan funds to political subdivisions for natural resources projects. Natural resources districts are the most common project sponsors, but cities, counties and irrigation districts have also been sponsors. The Resources Development Fund (NRDF) Act of 1974 created a dual administrative structure with certain responsibilities delegated to the Director of Natural Resources and others to the Natural Resources Commission. The primary function of the Director is to determine project eligibility for NRDF assistance.

Funding can be provided for up to 75% of the local project cost as grant, with an additional fifteen percent available as a loan only. Projects funded are generally multipurpose in nature, but often include flood damage reduction, sediment and erosion control, recreational development, groundwater recharge, improved irrigation water management and fish and wildlife enhancement. Projects must be economically and financially feasible, and development plans must be satisfactory and minimize impact to the natural environment.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Project applications approved	1	0	1	0
Projects in progress	7	8	8	7
Projects completed	0	1	1	1

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	5,263,396	3,222,001	2,678,684	3,140,325
Cash	0			47,500
Federal				
Revolving				
<b>Total</b>	5,263,396	3,222,001	2,678,684	3,187,825
Employees	0	0	0	0

**AGENCY 29 DEPARTMENT OF NATURAL RESOURCES  
PROGRAM 309 NATURAL RESOURCES ENHANCEMENT/AID  
NATURAL RESOURCES WATER QUALITY FUND/AID**

**PROGRAM OBJECTIVES**

- To help offset costs incurred by natural resource districts (NRDs) in their efforts to implement and manage a variety of surface and ground water quality-related measures;
- To distribute available funds among NRDs based on proportionate fertilizer sales and the extent of areas designated for ground water quality management and/or clean water lakes within their jurisdictions

**PROGRAM DESCRIPTION**

The Natural Resources Water Quality Fund was established by the Legislature in 2001. The Fund receives revenue from pesticide registration fees and the pesticide applicators license fees administered by the Nebraska Department of Agriculture. The Department of Natural Resources administers the fund, within parameters set by the Natural Resources Commission. The Commission is responsible for approving rules and regulations governing the program and approving any necessary amendments, and for annually reviewing the distribution formula to determine if any changes are needed.

Funds are distributed to Natural Resources Districts based on the prescribed formula. NRDs receiving grants from the Department must provide a match of \$3 of their own funds for every \$2 received from the Natural Resources Water Quality Fund. Projects carried out by the natural resources districts must be used to meet state-mandated water quality improvement and monitoring responsibilities.

**STATISTICS**

All available funding is distributed to natural resources districts for their use in district water quality programs. Distributions made or projected by fiscal year are shown in the below budget data information.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	835,000	1,175,000	950,000	1,187,500
Federal				
Revolving				
<b>Total</b>	835,000	1,175,000	950,000	1,187,500
Employees	0	0	0	0

**AGENCY 29 DEPARTMENT OF NATURAL RESOURCES  
PROGRAM 311 INTERRELATED WATER MANAGEMENT PLAN  
PROGRAM FUND / AID**

**PROGRAM OBJECTIVES**

---To help offset costs incurred by Natural Resources Districts (NRDs) arising from performing duties required to comply with the Nebraska Ground Water Management and Protection Act.

**PROGRAM DESCRIPTION**

The Interrelated Water Management Plan Program Fund was established in FY2007 with the passage of LB 1226. The purpose of the program is to assist in funding the duties of Natural Resources Districts arising under the Nebraska Ground Water Management and Protection Act. A local revenue match of 20 percent of total project costs is required.

The fund functions as a grant program administered by the Nebraska Resources Commission and the department. The Commission is responsible for approving guidelines for appropriate use of funds, the criteria used to evaluate applications for funding, and the distribution of funds to successful applicants. Duties of the agency include administration of the fund as well as conducting evaluations based on priority of intended use, technical soundness, number of cooperating entities, and degree to which the NRDs are exercising their maximum levy authority.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Actual 2012-2013</u>
Grant Awards	12	15	11	10
Projects completed	5	2	9	2
Ongoing projects	23	26	17	15

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	1,823,288	1,615,445	1,683,471	500,000
Cash				
Federal				
Revolving				
<b>Total</b>	1,823,288	1,615,445	1,683,471	500,000
Employees	0	0	0	0

**AGENCY 29 DEPARTMENT OF NATURAL RESOURCES  
PROGRAM 334 SOIL AND WATER CONSERVATION/OPERATIONS**

**PROGRAM OBJECTIVES**

- To effectively and efficiently administer and enforce regulations and policies affecting the use of Nebraska's water and soil resources;
- To provide the scientific, technical, and administrative resources and information needed to reach defensible policy decisions, while working cooperatively with other committed stakeholders to find a sustainable balance among competing demands for water resources
- To provide Nebraska's leaders and citizens with the information and analyses needed to make wise resource decisions for the benefit of all Nebraskans, both current and future.

**PROGRAM DESCRIPTION**

The twenty-two subprograms within this program area make up the core of the DNR's business and administrative functions and encompass all personnel. Only the six aid programs that the Natural Resources Commission is responsible to oversee are separately budgeted. Operating functions include: integrated water management, statewide water planning, surface water permits and adjudications, groundwater well registrations, stream gauging, flood plain management, dam safety, field surveys, agency administration, and natural resources data bases, as well as support for the several funds administered by the Department and the Natural Resources Commission. Memberships and participation as the State's representatives on various compacts, decrees, agreements, commissions, councils, and task forces are also funded from this program.

In light of the implications of recently settled interstate disputes, recently passed legislation (particularly LB 962), the challenges of recent climate variability, and increased requests for water rights administration, DNR work priorities and limited staff resources have been realigned to assure closest attention is given to its more critical duties. While no responsibilities are disregarded, areas identified as having the highest priorities include:

- Serving as the State's official representative for interstate compacts, decrees, and agreements related to water quantity issues, including the South Platte River Compact, the Blue River Basin Compact, the Republican River Compact, the Upper Niobrara River Compact, the North Platte Decree, the Platte River Recovery Implementation Program, and the Missouri River Association of States and Tribes. DNR staff use all resources of the department, as well as external consultants, to determine actions necessary to meet the requirements of these compacts, decrees, and agreements, while also protecting the State's interests and minimizing negative impact to the citizens of Nebraska.
- Making annual determinations on whether a basin, subbasin or reach is fully appropriated as required by The Ground Water Management and Protection Act. For those areas declared fully appropriated or overappropriated, the DNR and local natural resources district(s) must develop and implement integrated management plans. DNR modelers and analysts direct their efforts to the essential data collection and analysis necessary to meet information needs for river basins that have been, or are most likely to be, designated as fully or overappropriated or have a request to complete a voluntary IMP pursuant to LB 764 of 2010.
- Recent drought conditions have generated requests to perform water rights administration in almost every river basin in the state. Also, requests for the DNR to conduct field investigations for purposes of adjudicating surface water rights have remained at a higher level when compared to years in the past.

**AGENCY 29 DEPARTMENT OF NATURAL RESOURCES  
PROGRAM 334 SOIL AND WATER CONSERVATION/OPERATIONS, Cont'd.**

<b><u>STATISTICS</u></b>	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Surface Water Rights Applications	44	75	138	123
Administrative Surface Water Orders	282	294	560	453
Ground Water Well Permits	1,010	1,296	1,599	1,555
Well Registrations	4,999	4,643	4,983	4,813
Counties FEMA or DNR floodplain maps	48	54	62	62
Base Flood Elevation determinations	301	316	418	350
Dam Safety Inspections	500	702	600	600
Dam Plans Reviewed	26	31	40	40
Stream & Canal Gages Managed	221	221	222	222
Integrated Management Plans Approved	9	10	11	11

Interstate Compacts & Decrees Administered:

- Republican River Compact
- North Platte Decree
- South Platte River Compact
- Blue River Basin Compact
- Platte River Recovery Implementation Plan
- Upper Niobrara River Compact

Other Memberships to Represent State Interests:

- Missouri River Assoc. of States & Tribes
- Missouri River Recovery Implementation Committee
- Missouri River Authorized Purposes Study
- Western State Water Council
- Association of Western States Engineers
- Interstate Council on Water Policy

<b><u>BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	8,703,792	8,024,720	8,652,164	10,397,171
Cash	947,736	791,906	341,087	776,125
Federal	459,273	758,273	609,872	439,596
Revolving				
<b>Total</b>	10,110,801	9,574,899	9,603,122	11,612,892
Employees	99.89	100.52	100.88	107

**AGENCY 29 DEPARTMENT OF NATURAL RESOURCES  
PROGRAM 334 SOIL AND WATER CONSERVATION/STATE AID**

**PROGRAM OBJECTIVES**

- To obtain technical studies and research and to provide financial assistance in support of statewide water planning and implementation of water resource management actions by natural resources districts.
- To fund actions needed to help assure Nebraska's compliance with interstate water compacts, decrees and agreements

**PROGRAM DESCRIPTION**

LB 701 of 2007 established the Water Resources Cash Fund, which could be used to aid management actions to reduce consumptive water uses in basins deemed overappropriated or fully appropriated. These funds have been used to acquire water rights from irrigation districts in the Republican River Basin to assure compliance with the Republican River Compact. Starting in FY 2010, \$2 million per year has been committed to acquiring permanent irrigation rights easements on agricultural lands in the Platte River Basin to help achieve the State's responsibility under the Platte River Recovery and Implementation Program.

In addition, a portion of the funding appropriated in 2005 for LB 962-related activities was committed as state matching funds for a U.S. Department of Agriculture conservation project, the Conservation Reserve Enhancement Program (CREP). This program pays irrigators to relinquish irrigation rights in areas along the North Platte, Platte and Republican Rivers in western and south-central parts of the state for periods of 10 to 15 years. Approximately 44,000 of the 100,000 acre limit have been converted to reserve acres for wildlife habitat, filter strips, conservation buffers, and even wetland habitat. This program is still open for enrollment, and the areas eligible for participation were expanded in FY 2011. Previously committed funds have been reappropriated in the past and assuming this practice continues, no new funding is expected to be required to meet CREP-related obligations.

<b><u>BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	107,985	139,970	73,664	0
Cash	317,302	566,296	292,800	7,850,000
Federal	0	0	0	72,327
Revolving				
<b>Total</b>	425,287	705,666	366,464	7,922,327
Employees	0	0	0	0

## **AGENCY 30 STATE ELECTRICAL BOARD**

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**DIRECTOR:** Randy Anderson  
800 South 13, Suite 100  
P.O. Box 95066  
Lincoln, NE 68508  
471-3350

**LEGISLATIVE** Scott Danigole  
**FISCAL OFFICE:** 471-0055

**EXECUTIVE** Joe Wilcox  
**BUDGET OFFICE:** 471-4178

### **AGENCY DESCRIPTION**

The State Electrical Board, established in 1969, is a seven-member regulatory board, which enforces the State Electrical Act. The Governor appoints members. The Board licenses electricians by written examination, inspects electrical installations of new wiring or equipment, and investigates electrical fatalities and accidents.

A Director, 2 Staff Assistant I and an Administrative Assistant I staff the Lincoln office. A Chief Inspector oversees 14 field inspectors located throughout the state. The agency also monitors all municipal electrical inspection programs for compliance with the State Electrical Act & Board Rules. An on-line system is in place to provide access to permit and license applications, and to provide information to contractors, engineers, and the public.

We are members of the National Electrical Reciprocal Alliance, which consists of Alaska, Arkansas, Colorado, Idaho, Iowa, Minnesota, Montana, Nebraska, New Mexico, North Dakota, Oklahoma, South Dakota, Texas, Utah, and Wyoming. The group is made up of states that have similar electrical licensing programs, and the purpose is to allow Journeyman Electricians to reciprocate their electrical license between participating states. This is a great service to the industry as it allows journeyman electricians to travel state to state providing a valuable work force to the states that may not have enough local electricians to fill the need.

Electrical examinations and continuing education are given in six locations across the state, with each location being used twice per year. The locations are North Platte, Omaha, Norfolk, Gering, Lincoln, and Grand Island. This state wide network makes it possible for all citizens to have an electrical examination and continuing education classes near their home area to prevent them from having to travel great distances for this service.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
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### **OPERATIONS:**

General

Cash	1,496,680	1,489,115	1,434,732	1,572,515
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Federal

Revolving

<b>Total Operations</b>	1,496,680	1,489,115	1,434,732	1,572,515
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Employees	19.66	18.95	18.88	19.00
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**AGENCY 30 STATE ELECTRICAL BOARD  
PROGRAM 197 PROTECTION OF PEOPLE AND PROPERTY**

**PROGRAM OBJECTIVES**

- To enforce the state electrical code.
- To insure that only qualified electricians serve the public.
- To reduce electrical hazards to life and property.
- To educate electricians and the public in electrical safety.

**PROGRAM DESCRIPTION**

The Board is responsible for the inspection of new electrical wiring and electrical systems installed in buildings for compliance with the adopted electrical code. Existing residential and rural electrical facilities are inspected upon request. Electrical accidents and fatalities are investigated where possible. Practicing electricians and electrical contractors are tested, and, if qualified, licensed by the Board. The agency is cash funded with revenues received from occupational examination and license fees, inspection fees and code training session fees. The Board provides code-training sessions monthly at locations throughout the state.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Permits issued	8,666	9,366	9,561	9,100
Examinations	690	621	657	625
Licenses Issued	1,775	1,059	1,565	1,525
Inspections	19,771	20,640	21,264	21,000
Total Licenses on file	9,989	9,682	9,955	10,000
Code Class Attendance	571	496	540	500

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	1,496,680	1,489,115	1,434,732	1,572,515
Federal				
Revolving				
<b>Total</b>	1,496,680	1,489,115	1,434,732	1,572,515
Employees	19.66	18.95	18.88	19.00

## AGENCY 31 MILITARY DEPARTMENT

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**DIRECTOR:** BG Judd Lyons  
1300 Military Road  
309-7100

**LEGISLATIVE** Mike Lovelace  
**FISCAL OFFICE:** 471-0050

**EXECUTIVE** Joe Wilcox  
**BUDGET OFFICE:** 471-4178

### **AGENCY DESCRIPTION**

The Military Department, previously known as the Adjutant General's Department, was created in 1974 and is headed by the Adjutant General who is appointed by the Governor. The Adjutant General is in control of the military forces of the state, which include the Army National Guard, Air National Guard, and the Nebraska State Guard. In addition, the Adjutant General is responsible for the administration of the Nebraska Emergency Management Agency, which is by statute, a part of the Military Department. Administration of the Governor's Emergency Cash Fund is also a function of this agency. The Nebraska Military Department currently has 26 Readiness Centers. In addition to the Readiness Centers, the State of Nebraska has a significant inventory of other facilities used by the Nebraska Army National Guard, including logistic facilities, maintenance and repair facilities and other training facilities located throughout the state.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	3,599,395	3,421,003	3,565,883	3,687,973
Cash	621,586	533,809	568,714	891,758
Federal	18,780,061	19,293,723	21,378,668	17,740,635
Revolving				
<b>Total Operations</b>	23,001,042	23,248,535	25,513,265	22,320,366
<b>STATE AID:</b>				
General	1,222,941	1,926,761	3,446,066	988,775
Cash	1,641,543	531,408	486,951	0
Federal	29,829,361	37,078,625	44,053,585	6,070,604
<b>Total State Aid</b>	32,693,845	39,536,794	47,986,602	7,059,379
<b>TOTAL FUNDS:</b>				
General	4,822,336	5,347,764	7,011,949	4,676,748
Cash	2,263,129	1,065,217	1,055,665	891,758
Federal	48,609,422	56,372,348	65,432,253	23,811,239
Revolving	0	0	0	0
<b>Total Budget</b>	55,694,887	62,785,329	73,499,867	29,379,745
Employees	165.64	162.5	164.5	169.5

**AGENCY 31 MILITARY DEPARTMENT  
PROGRAM 192 GOVERNOR'S EMERGENCY AID**

**PROGRAM OBJECTIVES**

---To provide, as authorized by the Governor, fiscal support to the state and its political subdivisions for emergency response and disaster assistance.

**PROGRAM DESCRIPTION**

The Governor's Emergency Aid program was created to assist the state and its political subdivisions in responding to and recovering from natural and man-made emergencies. The primary purpose is to assist in restoring essential public services, but the program may also be used to pay for emergency response personnel, services, and equipment or as the required state matching funds for federal assistance programs. It is intended that assistance from the Governor's Emergency Aid program be supplemental to local efforts and not the primary source of assistance.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Emergencies and disasters requiring the National Guard	2	2	3	4

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	751,001	1,419,601	2,985,417	500,000
Cash	1,629,137	531,408	486,951	0
Federal	12,682,959	25,340,542	31,754,188	4,500,000
Revolving				
<b>Total</b>	15,063,097	27,291,551	35,226,556	5,000,000
Employees	1.32	2	2	2

**AGENCY 31 MILITARY DEPARTMENT  
PROGRAM 544 NATIONAL AND STATE GUARD AND GENERAL SUPPORT**

**PROGRAM OBJECTIVES**

- To provide management and administrative services to the Army and Air National Guard, State Guard, Nebraska Emergency Management Agency, Governor's Emergency Aid Program and the Tuition Assistance Program.
- To provide for the operation and maintenance of Army and Air Guard facilities in the state.

**PROGRAM DESCRIPTION**

Personnel in Program 544 provide administrative services to the Army and Air National Guard and Nebraska Emergency Management Agency. These services include command and control, personnel, fiscal, printing, public relations, purchasing, transportation, and administration of the tuition assistance program. The Department supports operational and maintenance costs for numerous state buildings, including local community armories that provide space for unit administration, training and equipment. Local individuals and groups may rent these armories, and the funds derived from the rentals are deposited in the Department's Cash Fund to be used to defray operation and maintenance costs. The Department also provides funds and employees for the operation and maintenance of various structures at the Lincoln Air Base. Sixty-eight logistics facilities for the Army Guard and the 3 training sites at Camp Ashland, Mead and Hastings are supported with funding derived from agreements with the federal government in a 50 percent, 75 percent or 100 percent federal share. One hundred percent federal funding also supports employees who provide fire protection at the Lincoln Air Base and employees who provide Air Base security.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Army Guard authorized strength	3,761	3,867	3,809	3,671
Army Guard actual strength	3,838	3,779	3,714	3,661
Percent of fill	102%	102.3%	102.6%	100.27%
Air Guard authorized strength	976	976	978	976
Air Guard actual strength	986	987	972	981
Percent of fill	101%	101%	99%	100%

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	2,667,986	2,459,342	2,638,076	2,745,543
Cash	213,755	206,316	159,110	399,808
Federal	16,889,808	16,852,833	17,696,579	16,113,172
Revolving				
<b>Total</b>	19,771,549	19,518,491	20,493,765	19,258,523
Employees	129.2	129.5	131.5	134.5

**AGENCY 31 MILITARY DEPARTMENT  
PROGRAM 545 EMERGENCY MANAGEMENT/OPERATIONS**

**PROGRAM OBJECTIVES**

- To mitigate the effects of a disaster by an adequate level of planning, exercising and preparedness at the state and local levels.
- To conduct the coordination of disaster response and recovery efforts.
- To administer the provisions of the Nebraska Emergency Management Disaster Act.

**PROGRAM DESCRIPTION**

The department manages the State Emergency Management Agency, the Governor's Emergency Aid program, the State Homeland Security Program and is the State Administrative Agency for the federal Department of Homeland Security grants. The agency provides training to the public, public officials and local disaster planning and response staffs. It provides technical assistance in updating local "all hazards" emergency operating plans to support the emergency management assistance program for state and local government and to support Title III SARA federal requirements. USDOT federal funds support the transportation related hazmat planning and training. Cash funds from the nuclear power facilities located in Nebraska support the costs of developing Radiological Emergency Plans.

**STATISTICS**

Actual            Actual            Actual            Estimated  
2009-2010   2010-2011   2011-2012   2012-2013

Days the Emergency Operating Center was operational and on alert

62                      60                      45                      65

(The numbers listed above **do not** account for the 100% federally funded Nebraska National Guard Joint Operations Center activation)

**BUDGET**

Expenditure    Expenditure    Expenditure    Appropriation  
2009-10       2010-11       2011-12       2012-13

General	931,409	961,661	927,807	942,430
Cash	407,831	327,493	409,604	491,950
Federal	1,890,253	2,440,890	3,682,089	1,627,463
Revolving				
<b>Total</b>	3,229,493	3,730,044	5,019,500	3,061,843

Employees	35.12	32.71	33	35
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**AGENCY 31 MILITARY DEPARTMENT  
PROGRAM 545 EMERGENCY MANAGEMENT/AID**

**PROGRAM OBJECTIVES**

---To obtain and administer federal funds available for local Emergency Management organizations.

**PROGRAM DESCRIPTION**

Federal Emergency Management Agency funds available to support local Emergency Management organizations are administered by the State Emergency Management Agency and are accounted for in this program. Federal and state or local matching funds are also managed for direction, control and warning projects.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	141	13,379	(10,421)	0
Cash	12,406	0	0	0
Federal	17,146,402	11,738,083	12,299,397	1,570,604
Revolving				
<b>Total</b>	17,158,949	11,751,462	12,288,976	1,570,604
Employees	0	0	0	0

**AGENCY 31 MILITARY DEPARTMENT  
PROGRAM 548 TUITION CREDIT REIMBURSEMENT**

**PROGRAM OBJECTIVES**

---To reimburse any state supported university, college and technical community college and independent, not-for-profit, regionally accredited college or university, for the amount of tuition credits authorized for National Guard members.

**PROGRAM DESCRIPTION**

Any member of the Nebraska National Guard who enrolls in any state supported university, college, or community college or any independent, not-for-profit, regionally accredited college or university in this state may be entitled to a credit of 75 percent of the resident tuition charges of such school except that any member who attends an independent, not-for-profit, regionally accredited college or university in this state may receive a credit in an amount no higher than that person would receive if he or she attended the University of Nebraska-Lincoln. The spouse and children of any enlisted member of the National Guard who dies while serving on active duty are entitled to a tuition credit of 100 percent, if certain qualifications are met.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
National Guard members receiving tuition credit and attending:				(To date as of 8-24-2012)
University of Nebraska	135	122	156	100
State Colleges	9	4	6	3
Technical Community Colleges	51	56	32	13
Independent colleges	66	56	49	30
Total students receiving tuition credit*	261	238	243	146

\*The total of the individual school attendance may not match the "Total students receiving tuition credit" figure because some students attend more than one school during an academic year.

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	471,799	493,781	471,070	488,775
Cash				
Federal				
Revolving				
<b>Total</b>	471,799	493,781	471,070	488,775
Employees	0	0	0	0

## **AGENCY 32 BOARD OF EDUCATIONAL LANDS AND FUNDS**

---

**DIRECTOR:** Richard Endacott  
555 N. Cotner Blvd.  
471-2014

**LEGISLATIVE** Sandy Sostad  
**FISCAL OFFICE:** 471-0054

**EXECUTIVE** Matt Eash  
**BUDGET OFFICE:** 471-4175

### **AGENCY DESCRIPTION**

When Nebraska became a state in 1867, it received approximately 2.9 million acres in trust from the federal government for support of the public schools. About 1.6 million of these acres have been sold, approximately 80% of these prior to 1990. The Board of Educational Lands and Funds is now the constitutionally established trustee of these lands. The Board consists of five persons, appointed by the Governor and confirmed by the Legislature, who serve as trustees in a non-partisan and non-political manner.

The primary duty of the Board is to manage the nearly 1.30 million acres now held in trust for Nebraska's public schools. The net income received from surface and subsurface leasing of this land is distributed to school districts. The income is also used to meet the cost of managing the land. Proceeds from mineral royalties and land sales are deposited in the Permanent School Trust Fund.

The agency also houses the office of the State Surveyor. The State Surveyor prepares any opinions or instructions on questions or disputes involving school lands. The office reviews all school land condemnations and provides mapping of school lands for the Board of Educational Lands and Funds. A circular of instructions is sent to guide county surveyors and establish surveying rules. Missouri River surveys are kept in the event of a border dispute in this area. In 1982, a repository was established for surveys completed and filed by land surveyors.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	332,491	332,593	303,451	310,575
Cash	10,138,866	10,802,575	11,314,300	11,597,987
Federal				
Revolving				
<b>Total Operations</b>	10,471,357	11,135,168	11,617,751	11,908,562
Employees	25.97	26.06	26.30	25.00

**AGENCY 32 BOARD OF EDUCATIONAL LANDS AND FUNDS  
PROGRAM 529 LAND SURVEYS**

**PROGRAM OBJECTIVES**

- To answer all questions and issue instructions relating to surveys of school lands.
- To provide support services to the Board of Educational Lands and Funds.
- To maintain a repository of surveys completed by land surveyors.
- To maintain all records of Missouri River and United States government surveys.
- To provide technical assistance in surveying, geodesy and geo-referencing.
- To maintain, operate and provide data from three global positioning base stations for the use of the general public.

**PROGRAM DESCRIPTION**

The program is the office of State Surveyor. The office prepares any opinions or instructions on questions or disputes involving school lands. The office reviews all school land condemnations and provides mapping and analytical analysis of school lands for the Board of Educational Lands and Funds. A circular of instructions is sent to guide county surveyors and establish surveying rules. Missouri River surveys are kept in the event of a border dispute in this area. In 1982, a repository was established for surveys completed and filed by land surveyors. The repository is funded by filing fees and fees for services, such as searches of repository files. The State Surveyor is required to provide technical assistance and support to counties, cities and governmental entities in their efforts to produce or maintain cadastral or geo-referenced maps.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Survey Repository records	261,194	269,087	276,780	284,280
Survey Repository records online	85,460	93,353	101,046	108,546
Original GLO* plats	2,585	2,585	2,585	2,585
Original GLO plats online	2,585	2,585	2,585	2,585
Original GLO field books	781	781	781	781
Original GLO field books online	536	542	544	544
BLM & state app. surveys online	2,235	2,310	2,312	2,312
BLM & historical field notes online	712	720	731	731
Historical Missouri River maps	630	630	630	630
Historical Missouri River maps online	630	630	630	630
Digital maps of school lands	1,502	1,516	1,528	1,528

\*GLO = Government Land Office

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	332,491	332,593	303,451	310,575
Cash	10,906	13,045	14,143	22,339
Federal				
Revolving				
<b>Total</b>	<b>343,397</b>	<b>345,638</b>	<b>317,594</b>	<b>332,914</b>

Employees	4.00	4.00	3.58	3.58
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**AGENCY 32 BOARD OF EDUCATIONAL LANDS AND FUNDS  
PROGRAM 554 DISPUTED SURVEY SETTLEMENTS**

**PROGRAM OBJECTIVES**

---To settle boundary disputes between Nebraska landowners and surveyors.

**PROGRAM DESCRIPTION**

If requested, surveys are conducted to settle land disputes. Copies of all surveys and plats are provided upon request. The State Surveyor acts as arbitrator in cases of disputed surveys. The source of cash funds is fees paid by individuals who request surveys to settle disputes.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Applications for disputed survey settlements	0	0	0	0

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	56	61	65	20,483
Federal				
Revolving				
<b>Total</b>	56	61	65	20,483
Employees	0	0	0	0

**AGENCY 32 BOARD OF EDUCATIONAL LANDS AND FUNDS  
PROGRAM 582 SCHOOL LAND TRUST**

**PROGRAM OBJECTIVES**

---To maximize the return and preserve the assets of the School Trust.

**PROGRAM DESCRIPTION**

The board serves as both owner and manager of School Trust Lands. As land owner, the board expends funds for maintenance, conservation and land improvements. As land manager, the board issues and services both surface leases, primarily for agricultural uses, and subsurface leases permitting exploration for and extraction of oil and gas, minerals and other natural resources. The board sets and collects rentals on, issues, and manages about 3,400 leases.

The primary sources of revenue generated from School Trust Lands are rental and bonus for agricultural leases and rental, bonus and royalty for minerals leases. The board also processes land sales and trades. Commencing July 1, 1997, the board is required to implement a land sale plan which will reduce the total value of the School Land Trust to 25% of the combined value of all School Trust assets (land, stocks and bonds together) by January 1, 2008, to the extent this is consistent with fiduciary duty. The net income from surface and subsurface leases, less the costs of administration, are distributed annually to public schools. Proceeds from mineral royalties and land sales are deposited into the Permanent School Trust Fund, which is managed by the Nebraska Investment Council. Trust Fund earnings (interest and dividends), less investment management costs, are annually distributed to public schools.

Beginning in 2001-02, the board opted to be billed and pay property taxes on school lands directly to the counties, rather than have the tax payments sent to lessees. The tax payment is pursuant to LB 271 (1999) which makes public lands taxable. Taxes will approximately equal the in-lieu of school land tax previously received by schools from the Permanent School Trust Fund.

Beginning in 2010, the board is authorized to issue leases on school lands and public lands under its control for the exploration and development of wind or solar energy. Revenue from the leases is to be used for teacher performance pay beginning in 2016, if 75% of public school districts have a teacher performance pay plan.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Income from school lands (millions):				
Agricultural rent received	\$29.44	\$29.70	\$29.19	\$30.50
Other income received	3.74	4.94	5.00	3.75
Minerals royalties' rec'd.	1.06	1.26	1.51	1.45
Minerals rent received	.27	.43	.46	.40
Irrigation projects started	26	30	27	25
Conservation projects started	91	115	111	100
Parcels sold	10	10	3	3
Land sale income (millions)	\$1.314	.849	.444	.350
K-12 acres held as of June 30 <sup>th</sup>	1.292	1.284	1.272	1.260
Estimated market value	NA	794.77	999.98	1,150.00

**AGENCY 32 BOARD OF EDUCATIONAL LANDS AND FUNDS  
PROGRAM 582 SCHOOL LAND TRUST, cont'd**

<b><u>BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	10,127,904	10,789,469	11,300,092	11,555,165
Federal				
Revolving				
<b>Total</b>	10,127,904	10,789,469	11,300,092	11,555,165
Employees	21.97	22.06	22.72	21.42

## AGENCY 33 GAME AND PARKS COMMISSION

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**DIRECTOR:** James Douglas  
2200 North 33rd Street  
471-0641

**LEGISLATIVE** Mike Lovelace  
**FISCAL OFFICE:** 471-0050

**EXECUTIVE** Cindy Miserez  
**BUDGET OFFICE:** 471-4174

### **AGENCY DESCRIPTION**

In his 1879 message to the Nebraska Legislature requesting creation of a fish commission, Governor Albinus Nance remarked: "It is an established fact that an acre of water devoted to pisciculture will yield a very much higher profit than an acre of land in the highest state of cultivation." Although fish production is still an important part of the Commission, the duties and responsibilities have increased greatly from that early beginning to include such activities as law enforcement; wildlife management; information and education to include the Nebraskaland magazine, hunter safety training, aquatic resource education and outdoor education; boating; acquisition, development and management of wildlife management areas and fisherman and motorboat access sites; a state park system that includes major state parks, recreation areas, historical parks, and trails; and all of the necessary support functions. Also assigned to this agency for administrative purposes is the Nebraska Environmental Trust, which receives proceeds from the state lottery for use on projects which enhance the state's environmental qualities; and the Niobrara Council, which coordinates the planning and management of those portions of the Niobrara River designated as part of the national wild and scenic rivers system.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	12,102,097	10,995,515	10,836,981	10,833,605
Cash	42,437,530	42,237,251	40,798,531	46,466,155
Federal	3,566,385	3,485,290	3,228,822	5,058,291
Revolving				
<b>Total Operations</b>	58,106,012	56,718,056	54,864,334	62,358,051
<b>STATE AID:</b>				
General	46,312	44,222	42,011	42,011
Cash	13,797,556	15,987,948	17,474,782	16,686,000
Federal	1,607,135	2,624,410	3,606,776	125,000
<b>Total State Aid</b>	15,451,003	18,656,580	21,123,569	16,853,011
<b>TOTAL FUNDS:</b>				
General	12,148,409	11,039,737	10,878,992	10,875,616
Cash	56,235,086	58,225,199	58,273,313	63,152,155
Federal	5,173,520	6,109,700	6,835,598	5,183,291
Revolving	0	0	0	0
<b>Total Budget</b>	73,557,015	75,374,636	75,987,903	79,211,062
Employees	508.6	508.6	478.8	479.8

**AGENCY 33 GAME AND PARKS COMMISSION  
PROGRAM 162 NEBRASKA ENVIRONMENTAL TRUST ACT/OPERATIONS**

**PROGRAM OBJECTIVES**

---To maintain and improve the natural environmental quality in Nebraska.

**PROGRAM DESCRIPTION**

The Nebraska Environmental Trust Fund was created to receive a portion of the proceeds from the state lottery for use in maintaining and improving the natural environment in Nebraska, including the air, land, ground water and surface water, flora and fauna, prairies and forests, wildlife and wildlife habitat, and areas of aesthetic or scenic values. A 14 member board and an executive director are responsible for allocating available trust fund revenue to projects which further the environmental goals prioritized by the board. This portion of the program's appropriation reflects the administrative costs associated with the board and its staff.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	456,324	406,170	425,485	548,257
Federal				
Revolving				
<b>Total</b>	456,324	406,170	425,485	548,257
Employees	5	5	5	5

**AGENCY 33 GAME AND PARKS COMMISSION  
PROGRAM 162 NEBRASKA ENVIRONMENTAL TRUST ACT/AID**

**PROGRAM OBJECTIVES**

---To maintain and improve the natural environmental quality in Nebraska.

**PROGRAM DESCRIPTION**

The Nebraska Environmental Trust Fund was created to receive a portion of the proceeds from the state lottery for use in maintaining and improving the natural environment in Nebraska, including the air, land, ground water and surface water, flora and fauna, prairies and forests, wildlife and wildlife habitat, and areas of aesthetic or scenic values. A 14 member board and an executive director are responsible for allocating available trust fund revenue to projects which further the environmental goals prioritized by the board.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Lottery proceeds deposited into Trust Fund	\$14,017,621	\$14,042,121	\$15,830,904	\$16,106,344
Number of projects approved	88	95	107	100
Dollar value of projects approved	\$14,970,328	\$14,741,788	\$19,292,396	\$17,000,000

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	11,541,663	13,575,597	15,714,901	15,000,000
Federal				
Revolving				
<b>Total</b>	11,541,663	13,575,597	15,714,901	15,000,000
Employees	0	0	0	0

**AGENCY 33 GAME AND PARKS COMMISSION  
PROGRAM 330 HABITAT DEVELOPMENT/OPERATIONS**

**PROGRAM OBJECTIVES**

---To preserve or develop wildlife habitat on Commission-owned land and other public lands.

**PROGRAM DESCRIPTION**

The operations portion of this program provides overall administration of the program in addition to developing wildlife habitat on Commission-owned lands and other federal, state or locally-owned public lands. Habitat development includes planting of grasses, trees, shrubs and other cover; fencing of property; clearing trees; planting of food plots; creating watering facilities and other related practices. Development of other public lands is done on a contractual basis with the federal government, local governmental subdivisions or other state agencies.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	3,199,885	3,208,395	3,353,724	3,608,186
Federal	358,695	278,317	504,068	1,400,656
Revolving				
<b>Total</b>	3,558,580	3,486,712	3,857,792	5,008,842
Employees	12	12	12	12

**AGENCY 33 GAME AND PARKS COMMISSION  
PROGRAM 330 HABITAT DEVELOPMENT/AID**

**PROGRAM OBJECTIVES**

---To preserve or develop wildlife habitat on private lands.

**PROGRAM DESCRIPTION**

A significant portion of the receipts from the sale of habitat stamps is utilized for development of wildlife habitat on private lands. This is very important, since about 97% of Nebraska is in private ownership. The vehicle for delivery of habitat to private lands is the WILD Nebraska Program and the Open Fields and Waters Program. WILD Nebraska is administered in cooperation with Natural Resources Districts and other public and private partners. The Open Fields and Waters Program is administered with Pheasants Forever and the Natural Resources Conservation Service. An important program under WILD Nebraska is the Conservation Reserve Program-Management Access Program, which is a partnership with Pheasants Forever and has received funds from the Nebraska Environmental Trust. Other efforts include the Wetlands Initiative Program and our many partnerships with organizations and agencies that include Pheasants Forever, The Nature Conservancy, The Natural Resources Conservation Service, Ducks Unlimited, The Rainwater Basin Joint Venture, The National Wild Turkey Federation and others. The purpose of these partnerships and programs is to bolster wildlife habitat management and access on private lands.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Acres in WILD Nebraska	105,449	95,723	93,692	95,824
Acres in CRP-MAP	157,543	20,799	10,907	7,682
Open Fields and Waters acres			229,058	224,982

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	1,406,080	1,642,745	1,489,650	1,100,000
Federal	1,202,587	1,833,330	3,001,798	0
Revolving				
<b>Total</b>	2,608,667	3,476,075	4,491,448	1,100,000
Employees	0	0	0	0

**AGENCY 33 GAME AND PARKS COMMISSION  
PROGRAM 336 WILDLIFE CONSERVATION/OPERATIONS**

**PROGRAM OBJECTIVES**

- To provide for the propagation, protection, and conservation of the fish and wildlife of the state.
- To enforce all laws of the state with emphasis on fish, wildlife, parks, and boating.
- To inform the public on the activities of the Game and Parks Commission.
- To conduct mandated boater and hunter education programs.

**PROGRAM DESCRIPTION**

The Commission employs conservation officers located throughout the state to enforce hunting and fishing laws and to monitor compliance with boating laws and park regulations. The information and education section develops and publishes various pamphlets and brochures regarding hunting, fishing, trapping, boating, and park related activities, and publishes the Nebraskaland magazine. This section also develops press releases and radio and television spots. Funds are provided in this program to operate four fish hatcheries and one rearing station to produce fish for stocking. Staff conduct research projects to enhance the production, harvest, and preservation of fish and game and the preservation of non-game and endangered species. Operation of public hunting areas is provided in this program as well as the administration of boater and hunter education activities.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Subscriptions to NEBRASKAland magazine (ave. for year)	23,953	23,241	22,089	19,739
Hunting permits sold*	277,154	282,201	277,776	275,000
Fishing permits sold*	210,985	194,641	190,359	209,395
Acres of wildlife land managed	188,778	189,158	190,040	190,561
Hunter education participants*	6,375	6,201	5,314	6,000
Bow Hunter education Participants*	1,631	1,390	1,382	1,400
Enforcement arrests/violations**	2,420/3,100	2,088/2,775	2,221/2,924	2,300/3,000
Boater education participants*	1,200	1,298	1,315	2,000 <sup>1</sup>

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	1,477,172	1,297,112	1,261,775	1,271,884
Cash	18,527,464	19,147,272	18,044,085	20,572,217
Federal	3,094,524	3,150,532	2,718,432	3,502,144
Revolving				
<b>Total</b>	<b>23,099,160</b>	<b>23,594,916</b>	<b>22,024,292</b>	<b>25,346,245</b>
Employees	235.8	235.8	226.8	227.8

\* By calendar year.

\*\*Arrest/violation numbers may increase as cases are finalized.

<sup>1</sup>Law change has more individuals taking boater ed.

**AGENCY 33 GAME AND PARKS COMMISSION  
PROGRAM 336 WILDLIFE CONSERVATION/AID**

**PROGRAM OBJECTIVES**

-- To improve hunter access to private lands.

**PROGRAM DESCRIPTION**

This purpose of this program is to increase the amount of land available to hunters by paying landowners for access. No habitat improvements are required to be eligible for these access payments.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Open Fields and Waters Program (acres)	35,160	46,478	22,654	22,251

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	849,813	756,956	268,048	585,000
Federal	298,083	687,190	466,566	0
Revolving				
<b>Total</b>	1,147,896	1,444,146	734,614	585,000
Employees	0	0	0	0

**AGENCY 33 GAME AND PARKS COMMISSION  
PROGRAM 337 ADMINISTRATION**

**PROGRAM OBJECTIVES**

- To provide for the overall management and supervision of the agency.
- To provide financial management, records management, purchasing, information technology and personnel services for all divisions.
- To provide realty services for land acquisitions, and administration of leased property.

**PROGRAM DESCRIPTION**

The administration program provides funding for the management of the Commission, including expenses incurred by Commission members. Agency budget and fiscal functions such as budgeting, accounting, auditing, purchasing, and issuance of permits sold by the Commission are carried out by program staff. Personnel functions provided include staff recruitment and payroll and personnel records management. The Realty and Environmental Services Division of this program provides assistance to other divisions in the investigation and closing of land acquisitions and development and management of property leases as well as performs environmental reviews of projects proposed by other agencies. The Information Technology Division provides information/computer systems support, and the Federal Aid section administers Fish and Wildlife related federal grants.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Permits sold*	1,233,307	1,206,791	1,170,241	1,200,000

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	755,562	679,302	788,213	719,817
Cash	3,826,799	4,063,922	3,687,638	4,173,291
Federal	55,898	19,817	15	55,491
Revolving				
<b>Total</b>	4,638,259	4,763,041	4,475,866	4,948,599
Employees	61.8	61.8	59	59

\*By calendar year, includes all stamps, park entry, hunt/fish and lifetime permits.

**AGENCY 33 GAME AND PARKS COMMISSION  
PROGRAM 338 NIOBRARA COUNCIL/AID**

**PROGRAM OBJECTIVES**

---To coordinate planning and management of those portions of the Niobrara River designated as part of the national wild and scenic rivers system.

**PROGRAM DESCRIPTION**

The 1998 Legislature created the Niobrara Scenic River Local Management Council to provide planning and management coordination among local landowners, citizens and government agencies, for those portions of the Niobrara River with a federal scenic river designation. For administrative purposes, funds appropriated for the Council are channeled through the Game and Parks Commission. Effective for FY2000-01, the Niobrara Scenic River Local Management Council became the Niobrara Council (LB1234).

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	46,312	44,222	42,011	42,011
Cash	0	12,650	2,181	1,000
Federal	106,465	103,890	139,412	125,000
Revolving				
<b>Total</b>	152,777	160,762	183,604	168,011
Employees	0	0	0	0

**AGENCY 33 GAME AND PARKS COMMISSION  
PROGRAM 549 PARKS--ADMINISTRATION AND OPERATIONS**

**PROGRAM OBJECTIVES**

---To operate and maintain a balanced state park system.

**PROGRAM DESCRIPTION**

This program provides for the administration of the state park system and the operation and maintenance of 34 park areas which have a full-time superintendent on the premises or in close proximity and 47 unmanned satellite areas. The balance of the recreation areas are maintained by district maintenance crews.

The state park system includes 8 state parks, 60 recreation areas, 11 state historical parks, and 2 recreational trails for a total of 81 areas. These areas contain a total of 67,456 acres of water and 72,171 acres of land. The types of park areas range from the fully developed state parks with cabins and swimming pools to small recreation areas which are limited to picnicking and overnight camping.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Visitors at manned areas (millions)	8.73	10.06	9.76	9.86
Registered cabin guests	87,550	79,390	88,950	89,500
Camper units at controlled camping areas	135,686	135,763	143,686	137,500
Park entry permits sold*	445,790	445,120	416,911	446,100

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	7,230,777	6,833,272	6,504,936	6,535,167
Cash	15,349,155	14,318,197	14,270,574	15,916,824
Federal	18,340	6,034	324	50,000
Revolving				
<b>Total</b>	<b>22,598,272</b>	<b>21,157,503</b>	<b>20,775,834</b>	<b>22,501,991</b>
Employees	164	164	148	148

\*By calendar year.

**AGENCY 33 GAME AND PARKS COMMISSION  
PROGRAM 550 PLANNING AND TRAILS COORDINATION**

**PROGRAM OBJECTIVES**

- To administer grant programs and funds efficiently and equitably.
- To provide technical assistance and funding to ensure that high quality, accessible and safe recreational opportunities are afforded to Nebraskans within the limits of the resource.
- To develop a comprehensive SCORP and trail planning program to ensure that administrative and policy decisions are focused on both the issues and goals that were developed from the planning processes and are in accord with federal program guidelines and required procedures.
- To provide safe and easy canoe access sites to ensure a safe and enjoyable recreational experience.
- To develop, operate and maintain the Cowboy Trail, the longest rails-to-trails conversion in the nation, in the best long-term interest of the people and the trail resource.

**PROGRAM DESCRIPTION**

This program is responsible for development and revision of the Statewide Comprehensive Outdoor Recreation Plan (SCORP) for Nebraska, which inventories recreation facilities in the state and identifies those areas deficient in different types of recreation activities. Administers the federal Land and Water Conservation Fund grant program which acts as a pass through for local communities and state entities to build recreational facilities. This program is responsible for all recreational trail related activities to include the Cowboy Trail and administration of grant money for the Recreational Trails Program (RTP), the Moving Ahead for Progress in the 21st Century Act (MAP-21), and the Trail Development Act Fund (TDAF) which sunset on January 1, 2010. This program is also responsible for the administration of the canoe access site program and for elements of the agency's Comprehensive Trails Plan for the State of Nebraska and the Comprehensive Capital Facilities Plan.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	178,207	161,749	149,683	175,860
Cash	157,646	156,438	151,770	171,522
Federal	38,928	30,590	4,983	50,000
Revolving				
<b>Total</b>	374,781	348,777	306,436	397,382
Employees	2	2	2	2

**AGENCY 33 GAME AND PARKS COMMISSION  
PROGRAM 617 ENGINEERING AND AREA MAINTENANCE**

**PROGRAM OBJECTIVES**

- To provide maintenance repairs and construction services for all divisions.
- To provide engineering, architectural, legal land survey, and construction inspection services for construction projects of all divisions.

**PROGRAM DESCRIPTION**

This program consists of two subprograms and provides for services and activities relating to general engineering functions associated with capital development and major renovation projects, site planning and design of areas and facilities, and general maintenance of all areas and facilities. Carpenter and construction crews are available for large maintenance, repair and construction jobs which include road maintenance and repair, hauling of materials, and dam repairs. This program provides engineering and architectural services for construction projects performed by agency crews, and monitors and coordinates the planning and construction of large projects where private contractors are utilized.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Plans and designs for agency projects	71	130	132	130
Construction work orders	81	83	75	80
PRs for legal surveys	4	9	8	8
LB 309 projects	29	19	28	40
Road maintenance PRs	158	158	152	152

PR=Project requisition.

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	2,409,043	1,986,696	2,094,990	2,093,493
Cash	382,350	426,486	351,730	866,696
Federal				
Revolving				
<b>Total</b>	2,791,393	2,413,182	2,446,720	2,960,189
Employees	28	28	26	26

**AGENCY 33 GAME AND PARKS COMMISSION  
PROGRAM 628 CREDIT CARD DISCOUNT SALES**

**PROGRAM OBJECTIVES**

---To account for the costs incurred due to acceptance of credit cards for purchases.

**PROGRAM DESCRIPTION**

Beginning in 1980-1981, the Game and Parks Commission was authorized to accept credit cards for payment of cabin rentals, gift shop purchases and other items. In 1997, the acceptance of credit cards as a method of payment was extended to permits, licenses and stamps. This program was created to account for the fees charged by the credit card companies for carrying and processing the credit card purchases.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	433,023	433,992	419,568	515,205
Federal				
Revolving				
<b>Total</b>	433,023	433,992	419,568	515,205
Employees	0	0	0	0

**AGENCY 33 GAME AND PARKS COMMISSION  
PROGRAM 846 NEBRASKA PUBLIC SAFETY COMMUNICATION SYSTEM**

**PROGRAM OBJECTIVES**

---To account for the Commission's share of costs associated with the public safety communication system.

**PROGRAM DESCRIPTION**

The State of Nebraska is developing a statewide communication system that will allow law enforcement and public agencies to communicate securely across the state. The Department of Administrative Services will provide the system into which state agencies and interested local communities will connect. The Game and Parks Commission is one of three state agencies that will utilize the new system, the other two are the State Fire Marshall and the State Patrol.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	51,336	37,384	37,384	37,384
Cash	104,884	76,379	93,957	93,957
Federal				
Revolving				
<b>Total</b>	156,220	113,763	131,341	131,341
Employees	0	0	0	0

## AGENCY 34 NEBRASKA LIBRARY COMMISSION

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**DIRECTOR:** Rod Wagner  
 The Atrium  
 1200 N Street, Suite 120  
 471-2045

**LEGISLATIVE** Phil Hovis  
**FISCAL OFFICE:** 471-0057

**EXECUTIVE** Matt Eash  
**BUDGET OFFICE:** 471-4175

### **AGENCY DESCRIPTION**

The Nebraska Library Commission was created by the Nebraska Legislature in 1901. The Commission's statutory authority is set forth under Article 4, Chapter 51 of Reissue Revised Statutes of Nebraska, 2010. In addition to the powers granted in Chapter 51, state statutes provide that the Commission is the state agency designated to receive federal library program funds appropriated for the Library Services and Technology Act.

The mission of the Nebraska Library Commission is statewide promotion, development and coordination of library and information services. As the state library agency, the Commission is an advocate for the library and information service needs of all Nebraskans.

In meeting its mission, the Nebraska Library Commission has four major goals:

- (1) Nebraska library personnel will have the knowledge, skills, and abilities necessary to provide quality library and information services for all Nebraskans.
- (2) All Nebraskans will have improved access to enhanced library and information services.
- (3) Nebraska libraries will have appropriate technology to access and deliver online library and information services.
- (4) Eligible Nebraskans will have access to Talking Book and Braille Services.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	2,683,918	2,433,107	2,207,447	2,402,760
Cash	59,938	85,490	246,746	94,085
Federal	660,521	883,986	1,118,466	900,375
Revolving				
<b>Total Operations</b>	3,404,377	3,402,583	3,572,659	3,397,220
<b>STATE AID:</b>				
General	1,186,963	1,156,617	1,029,719	1,043,240
Cash	133,426	251,734	360,403	0
Federal	646,806	981,715	1,532,242	611,395
<b>Total State Aid</b>	1,967,195	2,390,066	2,922,364	1,654,635
<b>TOTAL FUNDS:</b>				
General	3,870,881	3,589,724	3,237,166	3,446,000
Cash	193,364	337,224	607,149	94,085
Federal	1,307,327	1,865,701	2,650,708	1,511,770
Revolving	0			
<b>Total Budget</b>	5,371,572	5,792,649	6,495,023	5,051,855
Employees	45.5	44.7	43.4	47.5

**AGENCY 34 NEBRASKA LIBRARY COMMISSION  
PROGRAM 252 STATEWIDE LIBRARY AND INFORMATION SERVICES**

**PROGRAM OBJECTIVES**

Statewide Library and Information Services, Program 252, comprises all of the operations for the Library Commission and includes the following major functions:

- Agency Support Services provide the resources necessary for the efficient operation of the Library Commission.
- Information Services provide state agency personnel, librarians and citizens with the information needed to improve their professional productivity.
- Library Development Services assist libraries of all types in improving their operations and services to the public.
- Technology and Access Services facilitate the efficient sharing of information and materials among Nebraska libraries.
- Talking Book and Braille Service provides recorded books and magazines to Nebraskans with a visual or physical condition or a reading disability which limits use of regular print.

**PROGRAM DESCRIPTION**

**Agency Support Services** include the following functions: program planning, budget and fiscal control, accounting, property and records management, word processing, supply and equipment requisition, personnel management, grants and contract management, program evaluation, statistical information and forms management, computer services, facilities planning and operation, public information and other staff services.

**Reference and Information Services:** The Library Commission develops, maintains and makes accessible a collection of resources (state and federal documents, books, journals, electronic databases, videos, etc.) in order to provide reference, research and information services for state agency personnel and librarians. The Library Commission also operates the Nebraska Publications Clearinghouse, the purpose of which is to collect, index and provide copies of state government publications and to provide convenient public access to print and electronic state and federal government publications.

**Library Development Services** provide assistance to libraries of all types and library-related organizations in planning, developing and implementing library services; provide continuing education, training and materials; and develop guidelines, processes and procedures to administer state and federal grants and contracts. Library development administers state and federal library aid programs for public and institutional libraries, as well as multi-type library service systems. Support and coordination are provided for the six regional multi-type library systems, which in turn coordinate services with local libraries in each system area.

**Technology and Access Services:** The Library Commission provides the administrative and technical means to facilitate sharing of resources among libraries of all types. On behalf of Nebraska libraries, the Library Commission contracts for cost-effective computer-based library services, offers training and technical expertise and provides the backbone of the resource sharing infrastructure in the state. NEON, the statewide database of materials in more than 141 public, academic and special libraries in Nebraska, has more than 10 million records and is maintained through OCLC (Online Computer Library Center, Inc., in Dublin, Ohio). Technology and Access Services also works to provide cost effective solutions that enable libraries and schools to purchase electronic resources for their users. In addition, Technology and Access Services also provides infrastructure and training for statewide digitization initiatives, specifically Nebraska Memories. Technology and Access Services staff provides training on a variety of computer-related library technologies.

**PROGRAM 252 STATEWIDE LIBRARY AND INFORMATION SERVICES  
CONT'D.**

**Talking Book and Braille Service (TBBS):** The Library Commission operates the Talking Book and Braille service as the Regional library for Nebraska in the Library of Congress national network of cooperating libraries. The federal government provides specially designed playback equipment, as well as recorded materials. Additional materials of special interest to Nebraskans are read by volunteer readers and produced on flash memory cartridge. Braille readers are served through contract with the Utah State Library. All materials and equipment are sent postage-free through the mail as "Free Matter for the Blind or Handicapped." The audio production center provides personnel, equipment and facilities for the production of audio materials that support NLC programs and services and limited audio production for various state agencies.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Public libraries in Nebraska				
Library Network	270	270	270	266
Postsecondary libraries	57	57	57	57
Institutional libraries	23	23	23	23
School libraries	815	815	817	817
Documents depository libraries:				
For state documents	14	14	14	14
For federal documents	15	13	13	13
TBBS users served	3,830	3,648	3,683	3,700
Loans: Cassette books/magazines	153,050	92,246	51,300	25,000
Videos	in above	379	218	200
Digital books/magazines	in above	76,548	118,901	155,000
Interlibrary loans	9,120	8,946	7,990	8,000
Information requests	15,605	15,960	15,253	15,500
Books in series website hits		63,276	60,723	65,000
Library jobsite hits		38,542	39,623	40,000
State documents added	2,466	2,490	2,250	2,250
Federal documents added	734	630	545	500
State documents downloaded	1,073	595	861	900
Materials (books, documents) circulated	3,293	4,182	4,370	4,500

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	2,611,254	2,388,019	2,192,382	2,333,091
Cash	193,364	337,224	607,150	94,085
Federal	675,688	1,360,031	2,168,641	900,375
Revolving				
<b>Total</b>	3,480,306	4,085,274	4,968,173	3,327,551
<b>Employees</b>	44.5	44.1	43.0	46.5

## **AGENCY 34 NEBRASKA LIBRARY COMMISSION PROGRAM 302 GOVERNMENT AID**

### **PROGRAM OBJECTIVES**

The Government Aid Program provides state and federal aid funds to improve local library services by increasing access to library service through expansion of library service units, encouraging cooperation and partnerships among all types of libraries and strengthening the operations, facilities and resources of libraries.

### **PROGRAM DESCRIPTION**

- (1) **Regional Library System Services.** Implementation of the Commission's long range plan is achieved, in part, through state and federal funding of staff and operations for Nebraska's six regional multi-type library systems. The library systems provide services to Nebraska libraries based on biennial contracts or agreements with the Library Commission. These contracts relate to established needs, goals and objectives outlined in the long range plan.
- (2) **Aid to Public Libraries.** State aid is distributed annually to accredited public libraries, using a formula that includes a base grant plus a per capita allocation. These state funds are typically used for a variety of purposes by local libraries such as, to meet the guidelines for public library service, to expand library service to a broader population, to purchase materials, to automate processes, and to implement other improvements in local library service.
- (3) **Nebraska Lender Compensation.** Support of resource sharing among Nebraska libraries is achieved in part through reimbursement of a portion of the cost incurred by Nebraska libraries lending materials to other Nebraska libraries. Quarterly payments are made to libraries based on the number of transactions. A combination of state and federal monies is used to fund this aid package to libraries of all types across the state.
- (4) **Statewide Electronic Databases.** State funding supports contracts for online databases, negotiated on a statewide basis, allowing all Nebraska academic, public, institutional, school, and special libraries to provide access to commercial online resources for the public as well as primary, secondary and postsecondary education. In 2004, NebraskAccess was introduced as a gateway for Nebraska residents to access state-licensed online databases (some of the databases are restricted to use in libraries). Approximately 1,000 Nebraska libraries currently have access to the electronic resources licensed through state-funding in the NebraskAccess program.
- (5) **Professional Development Grants.** State funds are used to provide competitive grants for continuing education, training, and scholarships for Masters level library education.
- (6) **Children and Youth Services Grants.** Grant funds are provided on a competitive basis for innovative projects to serve children and youth in public libraries. Children's librarians, young adult librarians, or librarians whose responsibilities include children's services are eligible to apply. Schools or other service agencies may be involved through collaborative planning and programming with public libraries.

**AGENCY 34 NEBRASKA LIBRARY COMMISSION  
PROGRAM 302 GOVERNMENT AID, CONT'D.**

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Accredited public libraries	172	173	170	170
Public libraries receiving state aid	170	173	170	170
Average state aid grant	\$2,224	\$2,266	\$2,212	\$2,212
Regional library systems	6	6	6	6
Urban library systems	1	1	1	1

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	1,259,627	1,201,705	1,044,784	1,112,909
Cash				
Federal	631,639	505,670	482,068	611,395
Revolving				
<b>Total</b>	1,891,266	1,707,375	1,526,852	1,724,304
<b>Employees</b>	1.0	0.6	0.4	1.0

## **AGENCY 35 - LIQUOR CONTROL COMMISSION**

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**DIRECTOR:** Hobert B. Rupe  
 Fifth Floor  
 State Office Building  
 471-2571

**LEGISLATIVE** Doug Gibbs  
**FISCAL OFFICE:** 471-0051

**EXECUTIVE** Gary Bush  
**BUDGET OFFICE:** 471-4161

### **AGENCY DESCRIPTION**

The Commission, created by the Liquor Control Act of 1935, regulates and controls all phases of the manufacture, sale, distribution, and traffic of alcoholic beverages in the State. The Commission is composed of three members who are appointed for a term of six years by the Governor with approval by the Legislature. The Commission is responsible for the licensing of all parties active in the liquor industry, the collection of revenue generated from alcoholic beverages, and holding hearings on complaints regarding licensees. These hearings may result in the liquor license being suspended, cancelled or revoked.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	929,595	886,772	890,537	973,825
Cash	39,447	30,172	16,757	70,719
Federal				
Revolving				
<b>Total Operations</b>	969,042	916,944	907,294	1,044,544
Employees	15.0	14.0	15.0	15.0

**AGENCY 35 LIQUOR CONTROL COMMISSION  
PROGRAM 73 LICENSING AND REGULATION**

**PROGRAM OBJECTIVES**

---To protect the health, safety, and welfare of the people of the State by sound and careful control and regulation of the manufacture, sale and distribution of alcoholic liquors.

---To receive, account for, and turn over to the State Treasurer all state license fees and taxes collected.

**PROGRAM DESCRIPTION**

The Commission regulates the liquor industry by the issuance, revocation, or suspension of liquor licenses as provided by statute. The Commission is also responsible for the collection of applicable license and permit fees and the excise tax on alcoholic beverages which are remitted to the State Treasurer.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Liquor license renewals	5,038	5038	5384	5400
Special Designated Licenses	3,517	3517	3950	3900
Hearings	437	347	255	250
Audits	19	19	16	12
Liquor tax revenue: (\$)				
Wine and spirit tax	13,070,269	13,459,156	14,153,779	14,700,000
Beer tax	13,841,997	13,936,914	13,956,660	13,900,000
Total liquor tax revenue	26,912,266	27,396,070	28,110,439	28,600,000
Gallons:				
Wine and spirit	5,570,310	5,736,052	6,097,810	6,300,000
Beer	45,096,915	45,404,246	44,849,482	43,400,000
Total	50,667,225	51,140,298	50,947,292	49,700,000

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	929,595	886,772	890,537	973,825
Cash	39,447	30,172	16,757	70,719
Federal				
Revolving				
<b>Total</b>	969,042	916,994	907,294	1,044,544
Employees	15.0	14.0	15.0	15.0

## AGENCY 36 STATE RACING COMMISSION

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**DIRECTOR:** Tom Sage  
5903 Walker  
Lincoln, NE 68507  
471-4155

**LEGISLATIVE** Doug Gibbs  
**FISCAL OFFICE:** 471-0051

**EXECUTIVE** Cindy Miserez  
**BUDGET OFFICE:** 471-4174

### AGENCY DESCRIPTION

The State Racing Commission was established in 1935 to provide statewide regulation of horse racing in order to prevent and eliminate corrupt practices and fraudulent behavior and thereby maintain a high level of integrity and honesty in the horse racing industry of Nebraska.

Prior to 2010 the Commission consisted of three members appointed by the Governor for staggered three-year terms. LB 861 (2010), as amended by AM2140, changed the membership to five commissioners who are to serve four-year terms. The Commission regulates live horse racing and simulcast wagering normally conducted at tracks in Columbus, Grand Island, Lincoln, Omaha, South Sioux City, and Hastings.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	0	0	0	0
Cash	711,090	696,012	601,625	889,019
Federal				
Revolving				
<b>Total Operations</b>	711,090	696,012	601,625	889,019
<b>STATE AID:</b>				
General	0	0	0	0
Cash	132,770	129,012	125,206	160,000
Federal				
<b>Total State Aid</b>	132,770	129,012	125,206	160,000
<b>TOTAL FUNDS:</b>				
General	0	0	0	0
Cash	843,860	825,024	726,831	1,049,019
Federal				
Revolving				
<b>Total Budget</b>	843,860	825,024	726,831	1,049,019
Employees	9.0	5.5	5.0	9.0

**AGENCY 36 STATE RACING COMMISSION  
PROGRAM 74 ENFORCEMENT OF STANDARDS – HORSE  
RACING/OPERATIONS**

**PROGRAM OBJECTIVES**

- To prescribe and enforce rules governing horse racing.
- To prevent and eliminate corrupt practices and fraudulent behavior.
- To coordinate the regulation of horse racing with other states.

**PROGRAM DESCRIPTION**

Commission rules are enforced through rulings and directives made by a three-member board of stewards who supervise the conduct of a racing meet. One steward is an employee of the Commission. The Commission establishes policy through promulgating rules and resolves appeals of steward rulings. Race meet participants and track officials are screened and licensed by the Commission. The Commission cooperates with other racing jurisdictions through membership in the Association of Racing Commissioners International. The operations of the State Racing Commission are financed from daily track license fees, occupational license fees and pari-mutuel wagering tax.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Thoroughbred race days	103	91	91	49*
Occupational licenses issued	2,146	2182	1994	1500
Pari-mutuel wagering (millions \$)	89.9	84.4	82.1	78.0

\*This is the minimum number of racedays required.

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	0	0	0	0
Cash	711,090	696,012	601,625	889,019
Federal				
Revolving				
<b>Total</b>	711,090	696,012	601,625	889,019
Employees	9.0	5.5	5.0	9.0

**AGENCY 36 STATE RACING COMMISSION  
PROGRAM 74 ENFORCEMENT OF STANDARDS--HORSE RACING/AID**

**PROGRAM OBJECTIVES**

- To promote horse breeding and agriculture in Nebraska.
- To provide financial support by transfer of funds to be used for purses.

**PROGRAM DESCRIPTION**

The Track Distribution Fund is established pursuant to Neb.Rev.Stat. sec. 2-1208.04. An amount equal to one-fourth of one percent of the amount wagered on exotic wagers (daily double, exacta, quinella, trifecta, pick six) is paid on a monthly basis to the Commission. The Racing Commission distributes the entire amount plus interest to tracks to be used for purses.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	0	0	0	0
Cash	132,770	129,012	125,206	160,000
Federal				
Revolving				
<b>Total</b>	132,770	129,012	125,206	160,000
Employees	0	0	0	0

## **AGENCY 37 WORKERS' COMPENSATION COURT**

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**PRESIDING**

**JUDGE:** Lauren K. Van Norman  
 Presiding Judge  
 1010 Lincoln Mall  
 Suite 100  
 402-471-3924

**LEGISLATIVE**

Doug Nichols

**FISCAL OFFICE:** 402-471-0052

**EXECUTIVE**

Joe Wilcox

**BUDGET OFFICE:** 402-471-4178

**AGENCY DESCRIPTION**

The Workers' Compensation Court was created in 1935 and has original jurisdiction in the adjudication of cases arising under the Nebraska Workers' Compensation Act. The judges and staff of the court are organized into an adjudication division and an administration division. The presiding judge is charged with overall responsibility for the functioning of the court, and the Court Administrator serves as the chief administrative officer for the court.

The adjudication division, under the direction of the presiding judge, includes the judges and the Office of the Clerk of the Court. The administration division, under the direction of the Court Administrator, includes the following sections: Business and Human Resources, Legal, Coverage and Claims, Vocational Rehabilitation, Public Information, and Information Technology. Program 530 Court Administration on page 37-3 has details on these sections.

**STATISTICS**

	<u>Actual</u> <u>FY2009</u>	<u>Actual</u> <u>FY2010</u>	<u>Actual</u> <u>FY2011</u>
Reported Injuries	45,761	43,911	43,659
Applications for Court-Reviewed Settlements	1,848	1,153	1,018
Releases for Settlements Not Requiring Court Approval *	20	677	797
Informal Dispute Resolution			
Cases Opened (Mediation)	132	95	97
Independent Medical Examiner Cases	89	81	54
Toll-Free Information Phone Calls	15,261	13,705	12,872
Web Site Hits	1,057,566	829,465	781,067
Record Searches-Individual Employee Injuries	10,968	11,267	14,410
Maximum weekly benefit for Calendar Years 2010, 2011, and 2012	\$691	\$698	\$710

\* LB 630, which became effective May 27, 2009, eliminated mandatory court approval of some settlement agreements, and required the filing of a release for those settlements no longer requiring court approval.

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	4,703,531	5,814,280	5,583,712	5,615,669
Federal	47,388	46,163	43,644	49,357
<b>Total</b>	4,750,919	5,860,443	5,627,356	5,665,026
Employees	51.9	52.9	52.2	54.1

**AGENCY 37 WORKERS' COMPENSATION COURT  
PROGRAM 526 JUDGES' SALARIES**

**PROGRAM OBJECTIVES**

--- To provide compensation for Workers' Compensation Court judges.

**PROGRAM DESCRIPTION**

Salaries and benefits for the judges of the Workers' Compensation Court are paid from this program. The judges are paid an annual salary of 92.5% of the salary level of the Supreme Court judges as set out in statute section 48-159. The salary as of July 1, 2012, or as soon as may be legally paid under the Constitution of Nebraska, is \$134,694.

The Workers' Compensation Court is composed of seven judges who are initially appointed by the governor and who then remain on the bench for successive six-year terms upon approval of the electorate. Four of the judges are located in Lincoln and three judges are located in Omaha. The Court administers and enforces all aspects of the Nebraska Workers' Compensation Act. Every two years one of the judges is elected as presiding judge by the judges of the court, subject to approval of the Supreme Court.

A judge will travel to any county in the state where an accident occurred to hear a disputed case. A case is first heard by a single judge, whose decision may be appealed. The appeal procedure is governed by Laws 2011, LB151. Under LB151, the review panel procedure has been eliminated for cases filed with the compensation court on or after August 27, 2011, and for cases pending before the compensation court on that date in which a hearing on the merits has not been held. Appeals from an order, award, or judgment of the compensation court in any such case shall be made in accordance with the procedures regulating appeals in actions at law from the district courts. Conversely, appeals from any case pending before the compensation court on August 27, 2011, in which a hearing on the merits has been held will continue to be in accordance with the current three-judge review panel procedure.

**STATISTICS**

	<u>Actual 2009</u>	<u>Actual 2010</u>	<u>Actual 2011</u>
Original Hearing Level	1,506	1,421	1,539
Review Hearing Level	112	108	98

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	1,039,118	1,065,189	1,076,691	1,109,083
Federal				
<b>Total</b>	1,039,118	1,065,189	1,076,691	1,109,083
Employees	7.0	7.0	7.0	7.0

**AGENCY 37 WORKERS' COMPENSATION COURT  
PROGRAM 530 COURT ADMINISTRATION**

**PROGRAM OBJECTIVES**

---To administer the Workers' Compensation Act.

**PROGRAM DESCRIPTION**

The administration division includes the following operating sections:

The Office of the Clerk of the Court receives filings, docket cases, schedules hearings and motions, corresponds with the parties, issues opinions, and provides administrative support for the judges.

The Business and Human Resources Section is responsible for business, financial, and personnel functions. It administers the Second Injury Program. Under a federal grant the section conducts a survey of work-related injuries and illnesses and a data collection program for fatal injuries.

The Legal Section reviews settlements, conducts mediation conferences, informs injured workers, employers, and others of their rights and obligations under the law, provides legal advice to court staff, and monitors legislation for potential impact on the workers' compensation system.

The Coverage and Claims Section has duties in three distinct areas. Compliance includes enforcing insurance coverage and the obligations of insurers and self-insurers. Medical Services includes managed care plans, independent medical examiners, the medical fee schedule, and responding to inquiries. Self-insurance monitors and collects fees from self-insured employers.

The Vocational Rehabilitation Section is responsible for reviewing and approving proposed plans, certifying counselors and job placement specialists, and appointing a counselor if the parties cannot agree on the selection. The progress of injured workers is monitored, and Workers' Compensation Trust Fund payments for plan expenses must be approved by the section.

The Public Information Section receives all reports of injury and benefit payments, manages the records retention schedule, and responds to information requests. The section also supports a toll-free information line, prepares court publications, develops educational workshops, and maintains the court's web site.

The Information Technology Section is responsible for the computer network, programs, and databases of the court. It maintains the court's server system, develops programs and applications, coordinates information technology activities, and assists other court sections with technology.

**AGENCY 37 WORKERS' COMPENSATION COURT  
PROGRAM 530 COURT ADMINISTRATION, CONT'D.**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	3,664,413	4,749,091	4,507,021	4,451,319
Federal	47,388	46,163	43,644	49,357
<b>Total</b>	3,711,801	4,795,254	4,550,665	4,500,676
Employees	44.9	45.9	45.2	47.1

**AGENCY 37 WORKERS' COMPENSATION COURT  
PROGRAM 635 RETIRED AND ACTING JUDGES' SALARIES**

**PROGRAM OBJECTIVES**

---To provide salaries for retired and acting Workers' Compensation Court judges.

**PROGRAM DESCRIPTION**

Salaries for retired judges who may be assigned by the Supreme Court pursuant to section 24-729, and for acting judges who may be appointed by the Governor pursuant to section 48-155.01, are paid from this program.

The Supreme Court may assign any consenting retired Workers' Compensation Court judge to serve on the compensation court to relieve congested dockets or to prevent the docket from becoming congested. The retired judge may also fill in for a judge who may be incapacitated or absent for any reason. Any judge who has retired on account of disability may not be assigned.

A retired judge shall receive, in addition to his or her retirement benefits, for each day of temporary duty an amount established by the Supreme Court. A retired judge who consents to serve a minimum number of temporary duty days annually, as established by the Supreme Court, and is appointed by the Supreme Court for such extended service, may also receive a stipend or an adjusted stipend calculated from the number of days of temporary duty performed by the judge in such annual period in relation to an annual base amount established by the Supreme Court.

The Governor may appoint a qualified person to serve as acting judge of the Workers' Compensation Court. The Governor shall consider the person's knowledge of the law, experience in the legal system, intellect, capacity for fairness, probity, temperament, and industry. Such appointment shall be for a period of two years. The acting judge may be assigned by the presiding judge to temporary duty to relieve a congested docket of the court or to prevent the docket from becoming congested. The acting judge may also fill in for a judge who may be incapacitated or absent for any reason. An acting judge appointed and assigned shall possess the same powers and be subject to the duties, restrictions, and liabilities as are prescribed by law respecting judges of the compensation court, except that an acting judge is not prohibited from practicing law.

Acting judges appointed by the Governor shall receive as compensation for each day of temporary duty an amount equal to one-twentieth of the monthly salary he or she would receive if he or she were a regularly appointed judge of the court. Acting judges shall not be eligible for retirement benefits under the Judges Retirement Act.

Whether assigned by the Supreme Court or appointed by the Governor, such judges are eligible to be reimbursed for expenses and do not pay into the Nebraska Retirement Fund for Judges.

**AGENCY 37 WORKERS' COMPENSATION COURT  
PROGRAM 635 RETIRED AND ACTING JUDGES' SALARIES, CONT'D.**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	0	0	0	55,267
Federal				
<b>Total</b>	0	0	0	55,267
Employees	0	0	0	0

## **AGENCY 39 NEBRASKA BRAND COMMITTEE**

---

**DIRECTOR:** Steven F. Stanec  
Alliance, NE 69301  
308-763-2930

**LEGISLATIVE** Jeanne Glenn  
**FISCAL OFFICE:** 471-0056

**EXECUTIVE** Dave Spatz  
**BUDGET OFFICE:** 471-4179

### **AGENCY DESCRIPTION**

The Nebraska Brand Committee, created in 1941, is responsible for the recording of livestock brands and assuring that cattle in the brand inspection area are shipped or offered for sale by the rightful owner. The brand inspection area, which is created by statute, encompasses the western two-thirds of Nebraska.

The Brand Committee is composed of four members appointed by the Governor, and the Secretary of State who, prior to 1975, was responsible for recording of brands. Three of the appointed members are required to be active cattlemen and one must be an active cattle feeder. The main office and brand recording office of the Brand Committee are located in Alliance.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General				
Cash	3,987,303	4,032,677	4,020,691	4,296,578
Federal				
Revolving				
<b>Total Operations</b>	3,987,303	4,032,677	4,020,691	4,296,578
Employees	104	103	103	103

**AGENCY 39 NEBRASKA BRAND COMMITTEE  
PROGRAM 075 ENFORCEMENT OF STANDARDS**

**PROGRAM OBJECTIVES**

- To record livestock brands utilized in the state.
- To determine the rightful ownership of cattle sold or transported from or within the brand inspection area.
- To investigate reported livestock thefts.
- To determine rightful ownership of estrays.
- To administer registered feedlot and registered dairy program.

**PROGRAM DESCRIPTION**

Livestock brands utilized in the state must be recorded with the Brand Committee. The Committee reviews each application for a brand considering factors such as legibility on a branded animal and the similarity of the applied for brand with other recorded brands. A book containing facsimiles of all recorded brands is distributed to brand inspectors and law-enforcement officers for livestock identification purposes.

All cattle transported from or within the brand inspection area are inspected to determine that persons in possession of the animals are the rightful owners. Cattle sold or offered for sale by private treaty or at public sales are inspected. Staff investigate reported thefts or missing livestock, and attempt to identify the owners of estrays or cattle with an unknown owner. An animal is sold if the rightful owner is not located, and the proceeds are credited to the School Trust Fund.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Brand inspections	3,843,387	3,796,505	3,799,677	3,799,677
Strays recovered	2,422	1,501	1,970	2,000
Estray investigations	43	40	29	40
Registered feedlots	93	93	94	97

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	3,987,303	4,032,677	4,020,691	4,296,578
Federal				
Revolving				
<b>Total</b>	3,987,303	4,032,6770	4,020,691	4,296,5780
<b>Employees</b>	104	103	103	103

# AGENCY 40 MOTOR VEHICLE INDUSTRY LICENSING BOARD

**DIRECTOR:** William S. Jackson  
 First Floor, S.W.  
 State Office Building  
 471-2148

**LEGISLATIVE FISCAL OFFICE:** Sandy Sostad  
 471-0054

**EXECUTIVE BUDGET OFFICE:** Dave Spatz  
 471-4179

## **AGENCY DESCRIPTION**

The Nebraska Motor Vehicle Industry Licensing Board was created in 1957 to regulate the manufacture, distribution, and sale of automobiles, motorcycles, and trailers. The Board is composed of the Chairman, who is the Director of the Department of Motor Vehicles, and nine other members. The nine members include three new car dealers, two used car dealers, one trailer dealer, one motorcycle dealer, one manufacturer representative, and one member from the general public.

The Board has five investigators located in Omaha, Lincoln, Grand Island, Neligh and Ogallala, who inspect licensees and investigate complaints against licensees. The Board also investigates and seeks prosecution of unlicensed dealers. This is a cash funded agency that operates solely from the collection of license fees.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General				
Cash	649,983	637,692	689,311	700,463
Federal				
Revolving				
<b>Total Operations</b>	649,983	637,692	689,311	700,463
Employees	8.31	8.05	9.28	9.00

**AGENCY 40 MOTOR VEHICLE INDUSTRY LICENSING BOARD  
PROGRAM 76 ENFORCEMENT OF STANDARDS - AUTOMOTIVE INDUSTRY**

**PROGRAM OBJECTIVES**

---To regulate the motor vehicle industry by licensing the manufacture, distribution and sale of motor vehicles and trailers.

---To enforce laws relating to the motor vehicle industry.

**PROGRAM DESCRIPTION**

The Board has four major functions that include: licensing, enforcement, approval of new or termination of old franchises; and, control over dealer license plates. The Board issues twelve types of licenses in order to regulate all aspects of the motor vehicle industry. Investigators make routine contacts with licensees. Enforcement is carried out through the investigation of complaints and the suspension or revocation of any licenses. The Board approves the addition or termination of franchises through hearings with an applicant. Lastly, the Board controls the distribution of dealer license plates by means of a statutory formula.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
New application inspections	172	176	200	205
Complaints investigated	205	155	197	200
Routine contacts	5,000	5,000	5,000	5,000
Licenses issued	10,108	10,284	10,583	10,700

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	649,983	637,692	689,311	700,463
Federal				
Revolving				
<b>Total</b>	649,983	637,692	689,311	700,463
Employees	8.31	8.05	9.28	9.00

## **AGENCY 41 REAL ESTATE COMMISSION**

---

**DIRECTOR:** Greg Lemon  
1200 'N" St., Suite 402  
471-2004

**LEGISLATIVE** Mike Lovelace  
**FISCAL OFFICE:** 471-0050

**EXECUTIVE** Gary Bush  
**BUDGET OFFICE:** 471-4161

### **AGENCY DESCRIPTION**

The Real Estate Commission, which was initially established in 1943, is a seven-member regulatory commission which enforces the Real Estate License Act. The Commission licenses real estate salespersons and brokers on the basis of written examinations and minimum education and/or experience requirements. The Commission investigates complaints against licensees, develops real estate courses in cooperation with postsecondary educational institutions, reviews and approves activities for continuing education credit, and examines the trust accounts of real estate brokers. The revenue to operate the Commission is generated mainly from license and examination fees.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General				
Cash	1,073,676	1,146,613	1,056,789	1,105,285
Federal				
Revolving				
<b>Total Operations</b>	1,073,676	1,146,613	1,056,789	1,105,285
Employees	11	11	11	11

**AGENCY 41 REAL ESTATE COMMISSION  
PROGRAM 77 ENFORCEMENT OF STANDARDS/REAL ESTATE**

**PROGRAM OBJECTIVES**

- To ensure that only qualified real estate salespersons and brokers serve the public.
- To enforce requirements of the Real Estate License Act, the Nebraska Time-Share Act, the Membership Campground Act, and the Retirement Subdivisions and Communities Act.
- To regulate the activities of licensees and resolve complaints against licensees.
- To develop, review and approve courses in real estate education and train and approve course instructors.

**PROGRAM DESCRIPTION**

The Commission tests applicants for real estate licenses and issues licenses to those who qualify on the basis of test scores and minimum education and/or experience requirements. The Commission investigates complaints against licensees and, if appropriate, revokes, fines or suspends licenses. The Commission examines real estate broker's trust accounts for compliance with the real estate law. The Commission continues to develop and update courses in real estate offered at proprietary schools and approves courses offered at public postsecondary schools. Course instructors are also trained and approved by the Commission.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Licenses on record:				
Brokers	2,576	2,509	2,419	2,400
Salespersons	4,442	4,296	4,141	4,100
Number of people examined	823	756	746	750
Total complaints	69	42	36	40
Dismissed	10	9	12	10
Censured	9	8	12	10
Suspended	10	2	6	5
Revoked	0	2	1	1
Fined	7	14	22	20
Other: CE	23	20	25	25
Pending	42	29	6	10

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	1,073,676	1,146,613	1,056,789	1,105,285
Federal				
Revolving				
<b>Total</b>	1,073,676	1,146,613	1,056,789	1,105,285
Employees	11	11	11	11

## **AGENCY 45 BOARD OF BARBER EXAMINERS**

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**DIRECTOR:** Ronald Pella  
 Executive Building  
 3<sup>rd</sup> Floor  
 471-2051

**LEGISLATIVE** Elizabeth Hruska  
**FISCAL OFFICE:** 471-0053

**EXECUTIVE** Gary Bush  
**BUDGET OFFICE:** 471-4161

### **AGENCY DESCRIPTION**

The Board of Barber Examiners, created in 1927, is an occupational licensing board consisting of three members appointed by the governor for a term of three years. The board is responsible for the examining and licensing of barbers, instructors of barbering, licensing/inspections of shops and schools and investigates consumer complaints against licensees. This agency is cash funded and operates exclusively from examination and licensing fees.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General				
Cash	125,870	125,562	123,911	151,907
Federal				
Revolving				
<b>Total Operations</b>	125,870	125,562	123,911	151,907
Employees	2	2	2	2

**AGENCY 45 BOARD OF BARBER EXAMINERS  
PROGRAM 80 ENFORCEMENT OF STANDARDS**

**PROGRAM OBJECTIVES**

- To examine and provide for the licensing of barbers and instructors of barbering.
- To license and to enforce the sanitary rules regulating barber shops and schools of barbering.
- To investigate and resolve complaints against licensees.

**PROGRAM DESCRIPTION**

The board conducts examinations of registered barbers and barber instructors four times each year. The examinations consist of a practical demonstration and a state/national written test. Sanitation inspections of barber shops are conducted once each licensing period and schools of barbering at least four times each year to insure compliance with the sanitary requirements. The board is responsible for the investigation of complaints filed against licensees. Hearings are conducted to determine if disciplinary action is appropriate. The board may suspend, deny or revoke a license.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Barbers examined	43	55	56	60
Instructor exams	2	1	2	2
Licensed barber shops	589	580	574	581
Licensed barber schools	3	2	2	2
Barber license renewals	1497	1520	1494	1504
Instructor license renewals	24	18	27	23
Violations	25	26	28	26
Inspections	326	259	411	365

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	125,870	125,562	123,911	151,907
Federal				
Revolving				
<b>Total</b>	125,870	125,562	123,911	151,907
<b>Employees</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>

## AGENCY 46 DEPARTMENT OF CORRECTIONAL SERVICES

**DIRECTOR:** Robert P. Houston  
P.O. Box 94661  
Lincoln, NE 68509-4661  
402-471-2654

**LEGISLATIVE** Doug Nichols  
**FISCAL OFFICE:** 402-471-0052

**EXECUTIVE** Joe Wilcox  
**BUDGET OFFICE:** 402-471-4178

### AGENCY DESCRIPTION

The Nebraska Department of Correctional Services (NDCS), established as a separate agency in 1973, develops policies and programs for the custody, study, care, discipline, training, and treatment of persons in state correctional institutions in the State of Nebraska. The agency's mission is to serve and protect the public by providing control, humane care, and program opportunities for those individuals placed in its custody and supervision, thereby facilitating their return to society as responsible persons.

All of the programs and institutions of NDCS are accredited by the American Correctional Association (ACA). The accreditation process involves being in compliance with a set of standards that were developed by nationally recognized correctional professionals. Benefits of the accreditation process include improved management and conditions of confinement, increased accountability and enhanced public credibility for administrative and line staff, and a safer and more humane environment for personnel and offenders. The process has assisted NDCS by establishing criteria for upgrading programs, personnel, and physical plant on a continuing basis. Compliance with the ACA standards also aids in successfully resisting Federal Court intervention or liability from inmate-generated litigation.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	123,377,453	137,709,740	160,948,437	156,840,269
Cash	2,210,103	1,906,137	1,630,645	2,054,373
Federal	34,202,560	19,842,727	1,405,447	1,738,680
Revolving	13,524,360	15,530,650	14,635,194	18,309,400
<b>Total Operations</b>	173,314,476	174,989,253	178,619,724	178,942,722
<b>STATE AID:</b>				
General	3,812,250	3,640,210	0	0
Cash				
Federal				
<b>Total State Aid</b>	3,812,250	3,640,210	0	0
<b>TOTAL FUNDS:</b>				
General	127,189,703	141,349,950	160,948,437	156,840,269
Cash	2,210,103	1,906,137	1,630,645	2,054,373
Federal	34,202,560	19,842,727	1,405,447	1,738,680
Revolving	13,524,360	15,530,650	14,635,194	18,309,400
<b>Total Budget</b>	177,126,726	178,629,463	178,619,724	178,942,722
Employees	2,367.7	2,228.9	2,200.5	2,243.0

**AGENCY 46 DEPARTMENT OF CORRECTIONAL SERVICES  
PROGRAM 200 OPERATIONS**

**PROGRAM DESCRIPTION**

Program 200 is the umbrella program for the Nebraska Department of Correctional Services operational programs. Funds are appropriated to Program 200 and allocated administratively to the following facilities and central administration programs:

- Program 260 Nebraska Correctional Youth Facility (NCYF)
- Program 300 Tecumseh Correctional Center (TSCI)
- Program 368 Lincoln Community Corrections Center (CCCL)
- Program 369 Omaha Community Corrections Center (CCCO)
- Program 370 Central Office
- Program 372 Nebraska State Penitentiary (NSP)
- Program 373 Nebraska Correctional Center for Women – York (NCCW)
- Program 375 Diagnostic and Evaluation Center (DEC)
- Program 376 Lincoln Correctional Center (LCC)
- Program 377 Omaha Correctional Center (OCC)
- Program 386 McCook Incarceration Work Camp, also known as the Work Ethic Camp (WEC)
- Program 389 Adult Parole Administration (APA)
- Program 390 Federal Surplus Property (FSP)
- Program 495 Department Central Warehouse
- Program 563 Correctional Industries, also known as Cornhusker State Industries (CSI)

Each of the above-noted programs is described in the pages that follow. Program 367 Parole Community Corrections receives a separate appropriation and is not part of Program 200.

American Recovery and Reinvestment Act funds were utilized to fund security salaries and benefits in five of the prison facilities: Tecumseh, State Penitentiary, Diagnostic & Evaluation Center, and Lincoln & Omaha Correctional Centers. These federal funds were used to offset the General Fund appropriation by \$33.25 million in FY2010 and \$18.8 million in FY2011.

**STATISTICS**

	<u>Actual</u> <u>02-Jun-09</u>	<u>Actual</u> <u>08-Jun-10</u>	<u>Actual</u> <u>30-Jun-11</u>	<u>Actual</u> <u>30-Jun-12</u>
Design Capacity = 3175				
Total Inmate Population*	4,459	4,471	4,438	4,508

\* Excludes the Work Ethic Camp in McCook and Parolees under Adult Parole Administration.

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	123,332,368	137,641,128	160,875,289	156,768,354
Cash	2,083,908	1,817,314	1,360,234	1,741,500
Federal	34,138,579	19,788,726	1,383,195	1,738,680
Revolving	13,524,360	15,530,650	14,635,194	18,309,400
<b>Total</b>	173,079,215	174,777,817	178,253,913	178,557,934
Employees	2,367.7	2,228.9	2,200.5	2,243.0

**AGENCY 46 DEPARTMENT OF CORRECTIONAL SERVICES  
PROGRAM 260 NEBRASKA CORRECTIONAL YOUTH FACILITY**

**PROGRAM OBJECTIVES**

- To decrease youth propensity for future criminal acts.
- To increase opportunities for inmates through academic and vocational education, effective treatment, and transitional skills for return to the community.
- To teach youthful offenders accountability, responsibility, and socially acceptable behavior.
- To return the inmate to society as a productive citizen.

**PROGRAM DESCRIPTION**

The Nebraska Correctional Youth Facility (NCYF), located in Omaha, came into existence in 1994 with Legislative Bill 988 which created the Office of Juvenile Services under HHS and established the requirement to plan for the construction of a Secure Youth Confinement Facility. Subsequently the operation of the facility was transferred to the Nebraska Department of Correctional Services. The NCYF received its first inmates in August 1998. It is designed for male inmates from early adolescence to age 21 years, 10 months. The building encompasses approximately 54,000 square feet with a construction cost of approximately \$10.8 million.

NCYF is a maximum-security facility that houses inmates at the maximum, medium, and minimum levels. The offender is housed in the orientation unit for approximately 30 days for acclimation to prison life, testing, and assessment for classification to general population. Inmates ages 18 and younger are housed separately from those 19 and older.

On January 2, 2008, NCYF became a Special Needs School District. All inmates who do not have a high school diploma shall be enrolled in the NCYF Community High School, an accredited high school. The remaining inmates shall be enrolled in GED, English Language Learner (ELL), postsecondary and/or release preparation courses.

There are also three vocational programs available: PAWSitive Outcomes (canine training), Project GreenThumb (horticulture), and Pro-Start (food service program).

**STATISTICS**

	<u>Actual</u> <u>02-Jun-09</u>	<u>Actual</u> <u>08-Jun-10</u>	<u>Actual</u> <u>30-Jun-11</u>	<u>Actual</u> <u>30-Jun-12</u>
Design Capacity = 68				
Inmate Population	93	91	85	65

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	4,657,259	4,439,947	4,453,406	See Footnote
Cash				
Federal	44,729	63,742	42,082	
Revolving				
<b>Total</b>	4,701,988	4,503,689	4,495,488	
<b>Employees</b>	79.3	71.9	71.6	

This program does not receive a separate appropriation. See Program 200 for details.

**AGENCY 46 DEPARTMENT OF CORRECTIONAL SERVICES  
PROGRAM 300 TECUMSEH CORRECTIONAL CENTER**

**PROGRAM OBJECTIVES**

- To protect the public and provide a safe and secure environment for both staff and inmates.
- To provide programs to enhance chances for successful community adjustment upon release.

**PROGRAM DESCRIPTION**

The Tecumseh State Correctional Institution (TSCI) is a 978-bed maximum/medium custody facility for adult males that was established by LB 150 in 1997. In the spring of 1998 a site two miles north of Tecumseh was selected for the institution and ground was broken in December of the same year. Hiring of initial staff commenced in late spring 2000. TSCI began accepting inmates in December 2001. The death penalty is administered at the Nebraska State Penitentiary but all Death Row inmates are housed at TSCI.

Programs available include ABE/GED classes, college correspondence courses, Transformation Project for inmates in segregation, Alcoholics Anonymous, self-betterment clubs, volunteer activities, pre-release programs, English as a Second Language (ESL) classes, and Vocational Education Programming. Work programs include traditional facility work programs, Health Porters, and Cornhusker State Industries (CSI) operations (Laundry and Woodshop).

TSCI has a ten-bed infirmary, clinic exam rooms, on-site x-ray, medical laboratory, optometry, and dental. Behavioral health services include psychiatric services, crisis intervention, and residential and non-residential substance abuse treatment.

**STATISTICS**

	<u>Actual</u> <u>02-Jun-09</u>	<u>Actual</u> <u>08-Jun-10</u>	<u>Actual</u> <u>30-Jun-11</u>	<u>Actual</u> <u>30-Jun-12</u>
Design Capacity = 960				
Inmate Population	946	922	945	923

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-011</u>	<u>Expenditure</u> <u>2009-12</u>	<u>Appropriation</u> <u>2010-13</u>
General	9,980,106	18,385,550	23,755,995	See Footnote
Cash			509	
Federal	15,348,777	5,618,204		
Revolving				
<b>Total</b>	25,328,883	24,003,753	23,756,504	
Employees	448.2	409.1	393.6	

This program does not receive a separate appropriation. See Program 200 for details.

**AGENCY 46 DEPARTMENT OF CORRECTIONAL SERVICES  
PROGRAM 367 PAROLE COMMUNITY CORRECTIONS**

**PROGRAM OBJECTIVES**

- To purchase services to provide programs aimed at enhancing community supervision.
- To provide for the treatment needs of parolees.
- To reduce reliance on incarceration.

**PROGRAM DESCRIPTION**

This program was established by Laws 2003, LB46. Parole Administration works with Probation Administration regarding services for enhanced supervision and programming of parolees, such as substance abuse evaluation and treatment, day and evening reporting centers, and Specialized Substance Abuse Supervision (SSAS). See Agency 05 Supreme Court, Program 435 Probation Community Corrections, for details on these services.

In the FY11-13 biennium, as a method to handle budget reductions, NDCS presented a plan to increase the number of inmates paroled by working closely with the Parole Board. Since more parolees would be using the above-noted services, the appropriation for this program was increased from \$90,725 in FY2010-11 to \$312,873 in FY2011-12 and FY2012-13.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	111,847	83,888	262,994	312,873
Federal				
Revolving				
<b>Total</b>	111,847	83,888	262,994	312,873
Employees	0	0	0	0

**AGENCY 46 DEPARTMENT OF CORRECTIONAL SERVICES  
PROGRAM 368 LINCOLN COMMUNITY CORRECTIONS CENTER**

**PROGRAM OBJECTIVES**

- To assist in a smooth transition from institutional to community life.
- To provide work opportunities that offer skills, competitive wages, and stable employment.

**PROGRAM DESCRIPTION**

Legislative Bill 569 (1967) created the Work Release Program. It allowed certain inmates to be employed in the community and housed in the institutions during non-working hours. In the fall of 1991 construction began on the Lincoln Community Corrections Center, a 200-bed institution. Opened in July 1993, the facility has four housing units (three male and one female) and is designed to house 44 women and 156 men. Programs include work detail, work release, educational release, furloughs, community activity passes (recreation, shopping, religious), ABE/GED, and substance abuse programming. Male and female inmates nearing release on parole or discharge are eligible to be promoted to community custody status.

Community custody A inmates are assigned to a work detail crew where they work under supervision. Work detail crews provide services such as food service, housekeeping, gardening, and grounds and building maintenance. Other crews perform community service work such as maintaining parks, vehicles, roads, and bridges, and perform duties for other state facilities. Community custody A inmates are furnished work clothes, room and board, and a daily wage.

Community custody B inmates participate on the work and/or educational release programs. The work release program provides inmates an opportunity to be employed in the community and receive competitive wages. All applicable taxes are withheld by the employer. Work release inmates pay \$12 per day for room and board, and 5% of their net earnings are placed in a savings account for their eventual release. The educational release program allows inmates to attend local vocational/technical schools and community colleges and universities.

**STATISTICS**

	<u>Actual</u> <u>02-Jun-09</u>	<u>Actual</u> <u>08-Jun-10</u>	<u>Actual</u> <u>30-Jun-11</u>	<u>Actual</u> <u>30-Jun-12</u>
Design Capacity = 200				
Inmate Population	382	376	351	336

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	3,554,994	3,512,850	3,490,330	See Footnote
Cash				
Federal				
Revolving				
<b>Total</b>	3,554,994	3,512,850	3,490,330	
<b>Employees</b>	52.9	49.6	49.9	

This program does not receive a separate appropriation. See Program 200 for details.

**AGENCY 46 DEPARTMENT OF CORRECTIONAL SERVICES  
PROGRAM 369 OMAHA COMMUNITY CORRECTIONS CENTER**

**PROGRAM OBJECTIVES**

---To provide work opportunities that offer skills, competitive wages, and stable employment.

---To return inmates to their communities as responsible and productive citizens.

**PROGRAM DESCRIPTION**

Legislative Bill 569 (1967) created the Work Release Program. It allowed certain inmates to be employed in the community and housed in the institutions during non-working hours. On July 2, 1985, the Community Corrections Center-Omaha (CCCO) was opened. The facility is a self-contained structure, but it shares services with the Omaha Correctional Center (i.e. Health Services). Male and female inmates nearing release on parole or discharge are eligible to be promoted to community custody status.

Community custody A inmates are assigned to a work detail crew where they work under supervision. Work detail crews provide services such as food service, housekeeping, gardening, and grounds and building maintenance. Other crews perform community service work such as maintaining parks, vehicles, roads, and bridges and perform duties for other state facilities. Community custody A inmates are furnished work clothes, room and board, and a daily wage.

Community custody B inmates participate on the work and/or educational release programs. The work release program provides inmates an opportunity to be employed in the community and receive competitive wages. All applicable taxes are withheld by the employer. Work release inmates pay \$12 per day for room and board, and 5% of their net earnings are placed in a savings account for their eventual release. The educational release program allows inmates to attend local vocational/technical schools and community colleges and universities.

**STATISTICS**

	<u>Actual</u> <u>02-Jun-09</u>	<u>Actual</u> <u>08-Jun-10</u>	<u>Actual</u> <u>30-Jun-11</u>	<u>Actual</u> <u>30-Jun-12</u>
Design Capacity = 90				
Inmate Population	156	153	153	159

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	1,986,358	2,027,094	1,954,332	See Footnote
Cash				
Federal				
Revolving				
<b>Total</b>	1,986,358	2,027,094	1,954,332	
<b>Employees</b>	29.7	28.3	27.7	

This program does not receive a separate appropriation. See Program 200 for details.

**AGENCY 46 DEPARTMENT OF CORRECTIONAL SERVICES  
PROGRAM 370 CENTRAL OFFICE**

**PROGRAM OBJECTIVES**

- Coordinate and supervise services available to all divisions from a centralized location.
- Administer the Federal Surplus Property and the Cornhusker State Industries programs.

**PROGRAM DESCRIPTION**

The Central Office is headed by the Deputy Director of Administrative Services who provides coordination and supervision to other divisions, facilities, institutions, and programs.

The adult facilities maintain the Adult Basic Education program for adult inmates who have neither a high school diploma nor GED, and the English as a Second Language (ESL) program for those who are not proficient in the English language. The Nebraska Correctional Youth Facility has its own accredited high school. Inmates may participate in correspondence courses which they fund themselves. Life skills and job skills courses are also offered.

Health Services are provided at the adult facilities for all inmates under the jurisdiction of NDCS. Health Services include medical, mental health, psychiatry, and substance abuse services. There are three skilled nursing facilities and ten medical clinics located at various NDCS institutions.

NDCS provides mental health services, including sex offender treatment, to inmates. The Substance Abuse Administration coordinates Residential and Non-Residential substance abuse treatment services for all inmates.

In FY2011-12, \$35.5 million or 70.3% of General Fund expenditures in this program were for Adult Health Care, Mental Health, Chemical Dependency, and Education.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	44,104,580	45,847,832	50,492,788	See Footnote
Cash	1,967,270	1,817,314	1,359,725	
Federal	826,220	921,511	639,346	
Revolving				
<b>Total</b>	46,898,070	48,586,657	52,491,859	
<b>Employees</b>	<b>392.0</b>	<b>379.5</b>	<b>370.9</b>	

This program does not receive a separate appropriation. See Program 200 for details.

**AGENCY 46 DEPARTMENT OF CORRECTIONAL SERVICES  
PROGRAM 372 NEBRASKA STATE PENITENTIARY**

**PROGRAM OBJECTIVES**

- To protect the public and provide a safe and secure environment for both staff and inmates.
- To provide programs to enhance chances for successful community adjustment upon release.

**PROGRAM DESCRIPTION**

The Nebraska State Penitentiary (NSP) located in Lincoln, Nebraska, opened in 1869 and is the oldest state correctional facility in Nebraska. Until after World War I, it was the only adult correctional facility in the state.

The Nebraska State Penitentiary provides for the care, custody, and program needs of multiple-offense male inmates classified as maximum, medium, or minimum custody levels. The inmate population consists primarily of inmates ranging in age from 21 and above who are serving sentences of varying length.

The NSP offers a variety of education/rehabilitation programs designed to enhance an inmate's chances for successful community adjustment upon release. These include: Educational Relationship Building and Vocational Programs, Residential Substance Abuse Treatment, Religious Programming, Self-Betterment Activities, and Support Services.

NSP is the site of major components of the Cornhusker State Industries (CSI) program, which includes Braille, furniture, metal fabrication, license plates, soap and detergent manufacturing, and laundry. CSI products and services are available to governments and not-for-profit organizations.

There are several Private Venture companies located on prison grounds which employ inmates. The inmates, in turn, pay State and Federal taxes and contribute to the costs of their room and board at the facility. Part of their income goes into a Victim's Reparation Fund, as well as towards financial support of their families or in savings.

**STATISTICS**

	<u>Actual</u> <u>02-Jun-09</u>	<u>Actual</u> <u>08-Jun-10</u>	<u>Actual</u> <u>30-Jun-11</u>	<u>Actual</u> <u>30-Jun-12</u>
Design Capacity = 718				
Inmate Population	1,047	1,137	1,184	1,242

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	14,985,809	19,502,983	28,147,601	See Footnote
Cash				
Federal	12,812,555	8,386,081		
Revolving				
<b>Total</b>	27,798,363	27,889,064	28,147,601	

Employees	472.8	444.4	439.1
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This program does not receive a separate appropriation. See Program 200 for details.

**AGENCY 46 DEPARTMENT OF CORRECTIONAL SERVICES  
PROGRAM 373 NEBRASKA CORRECTIONAL CENTER FOR WOMEN - YORK**

**PROGRAM OBJECTIVES**

---To provide intake, orientation, evaluation, and classification, and to recommend treatment for and disposition of all incoming female inmates.

---To provide programs to enhance chances for successful community adjustment upon release.

**PROGRAM DESCRIPTION**

The Nebraska Correctional Center for Women (NCCW) is the only secure correctional facility for adult women. The facility houses maximum, medium, and minimum custody inmates as well as ninety-day evaluators sentenced by the courts for assessment, interstate transfers, and returned parolees and escapees. NCCW is the diagnostic and evaluation center for all newly committed female inmates. It also serves as a holding facility for female county prisoners at the expense of the respective county (county safe keepers).

NCCW has a state-accredited Adult Basic Education program with Nebraska Certified Teachers who assist inmates in obtaining their General Equivalency Diploma (GED). English as a Second Language is also offered as part of a language class. Life skills classes offered include job skills instruction, computer literacy, money management, and communication skills. College correspondence courses are also available to the inmate at her expense. Other programming available includes mental health, substance abuse treatment, a parenting/nursery program, and access to religious services/programming.

All medically able inmates must attend school or work at an institutional job. Assignments may include employment with Cornhusker State Industries (CSI) which provides job skills in clothing manufacturing. Additional institutional job assignments include food service, maintenance, grounds keeping, janitorial duties, central laundry, and program aides.

**STATISTICS**

	<u>Actual</u> <u>02-Jun-09</u>	<u>Actual</u> <u>08-Jun-10</u>	<u>Actual</u> <u>30-Jun-11</u>	<u>Actual</u> <u>30-Jun-12</u>
Design Capacity = 275				
Inmate Population	270	279	275	250

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	7,697,461	7,601,954	7,673,422	See Footnote
Cash				
Federal	17,339			
Revolving				
<b>Total</b>	7,714,799	7,601,954	7,673,422	
<b>Employees</b>	127.3	122.4	120.0	

This program does not receive a separate appropriation. See Program 200 for details.

**AGENCY 46 DEPARTMENT OF CORRECTIONAL SERVICES  
PROGRAM 375 DIAGNOSTIC AND EVALUATION CENTER**

**PROGRAM OBJECTIVES**

---To provide intake, orientation, evaluation, and classification, and to recommend treatment for and disposition of incoming adult male inmates.

---To provide assistance to county facilities in the areas of housing and evaluation services.

**PROGRAM DESCRIPTION**

The Diagnostic and Evaluation Center (DEC) was opened in August of 1979 as a maximum custody, reception, diagnostic, evaluation, assessment, classification, and assignment facility. All adult males sentenced to NDCS are received into the correctional system at DEC. In addition, the institution houses ninety-day evaluators sentenced by the court for assessment, interstate transfers, and returned parolees and escapees. It also serves as a holding facility for county prisoners at the expense of the respective county (county safe keepers), and federal detainees under an agreement with the Federal Marshal's Office.

The single structure, two-story institution consists of nine inmate housing units and an infirmary, which includes eight licensed beds and a fully staffed initial admission clinic. Administrative offices and the infirmary are located on the upper level of the institution. All other inmate housing, as well as programming areas, including a gymnasium and custody and case management offices, are located on the lower level.

Due to the short length of stay at the institution, there are no industry programs and limited education programs. Each newly admitted inmate begins participation in an intensive medical, psychological, and social assessment process. This process culminates in the finalization of an individual classification study and specific programming recommendations to the Classification Officer relative to custody status and institutional placement. Program services include recreation, library, Alcoholics Anonymous, religious programming, and a Pre-Release program.

**STATISTICS**

	<u>Actual</u> <u>02-Jun-09</u>	<u>Actual</u> <u>08-Jun-10</u>	<u>Actual</u> <u>30-Jun-11</u>	<u>Actual</u> <u>30-Jun-12</u>
Design Capacity = 160				
Inmate Population	396	350	394	468

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	4,917,707	6,188,017	8,175,596	See Footnote
Cash				
Federal	3,527,315	2,324,241	637,935	
Revolving				
<b>Total</b>	8,445,022	8,512,258	8,813,531	
<b>Employees</b>	142.4	137.4	141.9	

This program does not receive a separate appropriation. See Program 200 for details.

**AGENCY 46 DEPARTMENT OF CORRECTIONAL SERVICES  
PROGRAM 376 LINCOLN CORRECTIONAL CENTER**

**PROGRAM OBJECTIVES**

- To protect the public and provide a safe and secure environment for both staff and inmates.
- To provide programs to enhance chances for successful community adjustment upon release.

**PROGRAM DESCRIPTION**

The Lincoln Correctional Center (LCC) is a medium/maximum custody facility for adult males that opened in August of 1979. LCC and DEC share food service, maintenance, inmate records, training, safety, sanitation, mail, canteen, clothing issue/laundry, and perimeter security.

LCC provides care, custody, and programming to a variety of inmates, primarily younger, first-time inmates. The institution is comprised of several housing units. One unit serves mentally ill and socially and developmentally impaired inmates. One unit is designed to accommodate an inpatient program for sex offenders. One unit is designated as segregation, supplementing the sixteen-cell Control Unit that is used to house the most disruptive inmates. One unit is designated to house inmates who have been classified to Protective Custody status. The remaining housing units house general population inmates.

The following programs are offered at LCC: Academic Education - ABE/GED, Remedial Reading and Mathematics, Pre-employment Training, English as a Second Language, college level courses, Wood Shop, Print Shop, Preparing Animals to Assist with Success (PAAWS), and Basic Dog Obedience. Other programs include pre-release, outpatient substance abuse, mental health, sex offender treatment, and inmate self-help programs.

**STATISTICS**

	<u>Actual</u> <u>02-Jun-09</u>	<u>Actual</u> <u>08-Jun-10</u>	<u>Actual</u> <u>30-Jun-11</u>	<u>Actual</u> <u>30-Jun-12</u>
Design Capacity = 308				
Inmate Population	481	505	492	502

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	13,928,907	12,906,696	14,249,545	See Footnote
Cash				
Federal	401,465	1,273,527		
Revolving				
<b>Total</b>	14,330,372	14,180,222	14,249,545	
<b>Employees</b>	243.9	227.5	227.6	

This program does not receive a separate appropriation. See Program 200 for details.

**AGENCY 46 DEPARTMENT OF CORRECTIONAL SERVICES  
PROGRAM 377 OMAHA CORRECTIONAL CENTER**

**PROGRAM OBJECTIVES**

- To protect the public and provide a safe and secure environment for both staff and inmates.
- To provide programs to enhance chances for successful community adjustment upon release.

**PROGRAM DESCRIPTION**

The Omaha Correctional Center (OCC) is a medium/minimum security facility located on a 37-acre site in East Omaha, just south of Eppley Airfield. OCC was opened April 24, 1984, at a total cost of approximately \$17 million.

OCC has a separate entrance building as well as an inner complex, including an indoor/outdoor visiting area, library, chapel, dental and medical area, segregation unit, academic and pre-employment training areas, central physical plant, laundry, kitchen and dining room, Cornhusker State Industries, canteen, and gymnasium.

Through programming, the facility has been able to reduce inmate idleness. Treatment programming is always at capacity due to the sizable number of drug and sex offenders. OCC hosts the Substance Abuse Unit for Residential Substance Abuse Treatment Services as well as a Non-Residential Services program.

Other programs include Mental Health Counseling, ABE/GED, Alcoholics Anonymous, Self-Betterment Activities, and Volunteer activities. Work programs include traditional facility work programs and Cornhusker State Industries.

**STATISTICS**

	<u>Actual</u> <u>02-Jun-09</u>	<u>Actual</u> <u>08-Jun-10</u>	<u>Actual</u> <u>30-Jun-11</u>	<u>Actual</u> <u>30-Jun-12</u>
Design Capacity = 396				
Inmate Population	688	658	559	563

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	10,293,660	10,102,664	10,639,384	See Footnote
Cash				
Federal	1,160,179	1,201,420	63,833	
Revolving				
<b>Total</b>	11,453,839	11,304,084	10,703,217	
Employees	182.6	170.8	158.3	

This program does not receive a separate appropriation. See Program 200 for details.

**AGENCY 46 DEPARTMENT OF CORRECTIONAL SERVICES  
PROGRAM 386 MCCOOK INCARCERATION WORK CAMP**

**PROGRAM OBJECTIVES**

---To reduce prison overcrowding, thus making prison space available for violent offenders.

---To provide community work projects and programs to enhance positive work ethics.

**PROGRAM DESCRIPTION**

The Work Ethic Camp is a coed facility designed for Intensive Probation Supervision offenders and designated NDCS Inmates. Authorized in 1997 by LB882, the Work Ethic Camp (WEC) seeks to reduce prison overcrowding across the prison system. WEC began taking probation offenders on April 10, 2001, and with the passage of LB83, 2007, WEC began accepting NDCS inmates into the program on July 9, 2007.

Offenders having committed a felony offense are admitted to WEC if referred by the Probation Administration through the sentencing District Court. NDCS inmates must be classified to minimum B custody (assigned to various work details outside the security perimeter with regular visual supervision) to be eligible for transfer to WEC. Inmates completing the program successfully will be released on parole or transferred to community custody. Offenders or inmates having committed a sex offense or a violent crime are not eligible for WEC.

The philosophy of the Work Ethic Camp is that behavior and attitudes that reflect positive work ethics can be learned and transferred to other areas of an individual's life. WEC offers substance abuse treatment along with work experience, education, cognitive restructuring, and life-skills programs to enhance positive work ethics. Offenders and inmates perform on- and off-site community service. Performance and behavior are evaluated daily. The 180-day, five-phase stay may be successfully completed in as little as 150 days. Because it is a short-term program, few personal possessions are allowed. Tobacco products are prohibited. As offenders progress through the program, pay and privileges are increased and more responsibility is expected. The overall goal is to reduce the risk of recidivism through behavioral change and assist offenders in returning to the community under close supervision.

**STATISTICS**

	<u>Actual</u> <u>02-Jun-09</u>	<u>Actual</u> <u>08-Jun-10</u>	<u>Actual</u> <u>30-Jun-11</u>	<u>Actual</u> <u>30-Jun-12</u>
Design Capacity = 100				
Population	102	156	176	148

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	4,250,020	4,365,702	4,381,176	See Footnote
Cash				
Federal				
Revolving				
<b>Total</b>	4,250,020	4,365,702	4,381,176	

Employees	70.8	67.5	66.1
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This program does not receive a separate appropriation. See Program 200 for details.

**AGENCY 46 DEPARTMENT OF CORRECTIONAL SERVICES  
PROGRAM 389 ADULT PAROLE ADMINISTRATION**

**PROGRAM OBJECTIVES**

---To protect the public by supervising legal offenders placed in the community.

---To assist in a smooth transition from institutional to community life.

**PROGRAM DESCRIPTION**

The office of Parole Administration was created in 1969 and charged with the administration of parole services in the community. In 2006, the office was put in charge of lifetime supervision of certain sex offenders. Adult Parole Administration (APA) is responsible for providing statewide supervision services to all inmates released from adult correctional facilities on parole to Nebraska communities, including those offenders transferred under the Interstate Compact for Adult Offender Supervision to Nebraska.

Parole officers supervise parolee activity while assisting with the parolee's reintegration into society. A parole officer monitors the parolee's travel, residence, employment, associates, financial obligations, drug and alcohol use, and compliance with laws and special conditions of parole. Parolees may also be required to attend mental health counseling, sex offender counseling, or substance abuse counseling.

Sex offenders are required to register their address with law enforcement agencies. Electronic monitoring may be used to monitor a parolee's activities. Violating a condition of parole may result in the parolee being returned to prison.

APA works with the Lincoln and Omaha Community Corrections Centers to administer and supervise the Re-entry Furlough Program. An inmate who is scheduled for a parole hearing or nearing discharge may be eligible to participate in the RFP. An inmate in the RFP can live at home on an extended furlough. The inmate's residence must be approved prior to participation. The inmate must be employed full time, comply with a personalized plan, participate in recommended programming, submit to drug and alcohol testing, submit a weekly itinerary and budget, and meet weekly with the re-entry parole officer.

**STATISTICS**

	<u>Actual</u> <u>02-Jun-09</u>	<u>Actual</u> <u>08-Jun-10</u>	<u>Actual</u> <u>30-Jun-11</u>	<u>Actual</u> <u>30-Jun-12</u>
Parole Population	803	827	1,044	1,410
Re-Entry Furlough	0	0	124122	

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	2,975,506	2,759,840	3,461,713	See Footnote
Cash	116,638			
<b>Total</b>	3,092,144	2,759,840	3,461,713	

Employees	41.1	40.1	50.5
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This program does not receive a separate appropriation. See Program 200 for details.

**AGENCY 46 DEPARTMENT OF CORRECTIONAL SERVICES  
PROGRAM 390 FEDERAL SURPLUS PROPERTY**

**PROGRAM OBJECTIVES**

---To receive and sell surplus federal property.

---To procure equipment for counter-drug and counter-terrorism activities.

**PROGRAM DESCRIPTION**

The goal of the Federal Surplus Property Program is to make available to eligible organizations surplus federal government property on a fair and equitable basis. Consideration is given to eligible organizations' relative resources, needs, and abilities to utilize the property within the limits of the Nebraska State Plan of Operation.

Service charges received from eligible organizations make the Federal Surplus Property Program self-supporting through its revolving fund, while still providing significant cost savings to the eligible organizations. The Nebraska Department of Correctional Services operates the program through Cornhusker State Industries.

Eligible organizations include state and local governmental agencies, public and non-profit schools and hospitals, non-profit museums and zoos, and certain agencies providing assistance to the elderly, impoverished, homeless, and needy. Examples of federal surplus property include office furniture, shop equipment, electronic equipment, heavy equipment, vehicles, tractors, mowers, forklifts, and generators.

There are also two Law Enforcement Programs under the Federal Surplus Property Program.

Under 1033 of the National Defense Authorization Act, the Secretary of Defense may transfer Department of Defense excess personal property determined suitable for use by agencies in law enforcement activities, including counter-drug and counter-terrorism activities. Such property may include aircraft and weapons.

The 1122 program of the National Defense Authorization Act authorizes state and local governments to purchase law enforcement equipment suitable for counter-drug activities through the federal government. This program allows state and local governments the opportunity to take advantage of the discounts available to the Federal Government due to its large-volume purchases. As of August 2012, forty-one states participated in this program.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				See Footnote
Cash				
Federal				
Revolving	714,000	697,885	730,433	
<b>Total</b>	<b>714,000</b>	<b>697,885</b>	<b>730,433</b>	
Employees	4.2	4.0	4.0	

This program does not receive a separate appropriation. See Program 200 for details.

**AGENCY 46 DEPARTMENT OF CORRECTIONAL SERVICES  
PROGRAM 495 DEPARTMENT CENTRAL WAREHOUSE**

**PROGRAM OBJECTIVES**

- To ensure supplies and services are received as ordered and delivered.
- To provide a single delivery point in the Lincoln area for vendors.
- To provide stock items to various Department locations.

**PROGRAM DESCRIPTION**

The Nebraska Department of Correctional Services (NDCS) established a centralized warehouse in FY 2000. The centralized warehouse established a system for the ordering, purchasing, delivering, and billing to facilities and programs of items stocked in the central warehouse system.

Commodities are delivered to a single location in the Lincoln area which aids in the security of the Lincoln facilities by limiting the number of delivery trucks entering the facilities each day. By stocking commonly used items at the NDCS Central Warehouse, the Purchasing Department within NDCS is able to benefit from the efficiencies of bulk buying and a decrease in the volume of procurement documents.

Recently, the warehouse has directed its focus to include opportunity purchases of foods. This helps to reduce the inmate per diem food costs by providing quality one-time purchases of foodstuffs at significant savings.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				See Footnote
Cash				
Federal				
Revolving	1,769,640	1,938,733	2,259,143	
<b>Total</b>	1,769,640	1,938,733	2,259,143	
Employees	0	0	0	0

This program does not receive a separate appropriation. See Program 200 for details.

**AGENCY 46 DEPARTMENT OF CORRECTIONAL SERVICES  
PROGRAM 563 CORRECTIONAL INDUSTRIES**

**PROGRAM OBJECTIVES**

- To provide work for inmates that foster good work habits and job attitudes.
- To provide products and services for government and non-profit organizations.
- To provide a fiscal benefit to the state through utilization of inmate labor resources.
- To be self-supporting in its operation.

**PROGRAM DESCRIPTION**

Cornhusker State Industries (CSI) is a diversified organization that employs inmates to work in both traditional industries and private venture projects. Traditional industries provide goods and services for sale to state and local governments, as well as registered non-profit organizations. Private venture projects are operated under the sponsorship of the Prison Industry Enhancement Certification Programs (PIECP) of the U.S. Department of Justice. Inmates work for a private company within the institution while fulfilling a variety of requirements imposed by the federal government.

By state law, eligible customers for CSI's products and services are limited to Nebraska state agencies; county and local governments, including sheriff and police departments; political subdivisions; public schools and colleges; non-profit organizations; and Private Venture Associates. Braille products, however, can be sold nationwide.

CSI manufactures and markets a variety of products and services produced by inmates within Nebraska state correctional facilities. CSI offers a range of office furniture—both stock and custom—chairs, dry goods, dormitory and institutional furniture, picnic tables, filing cabinets, signage, janitorial products, Braille transcription, laundry services, and furniture refinishing and re-upholstery. Delivery is free throughout Nebraska.

Shops are located within the Nebraska State Penitentiary, Lincoln Correctional Center, Omaha Correctional Center, Nebraska Correctional Center for Women, and Tecumseh State Correctional Institution.

CSI is also responsible for inmate road crews throughout the state that assist other state agencies and political subdivisions. CSI provides jobs for hundreds of inmate workers.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				See Footnote
Cash				
Federal				
Revolving	11,040,720	12,894,031	11,645,619	
<b>Total</b>	11,040,720	12,894,031	11,645,619	
Employees	80.8	76.6	79.2	

This program does not receive a separate appropriation. See Program 200 for details.

**AGENCY 46 DEPARTMENT OF CORRECTIONAL SERVICES  
PROGRAM 575 BYRNE GRANTS**

**PROGRAM OBJECTIVES**

---To provide intelligence sharing, including drug interdiction strategies.

**PROGRAM DESCRIPTION**

Byrne Funds are received as grants from the federal government through the Crime Commission. Targeted funding areas have been consistently aimed at providing treatment programs, drug testing, and other initiatives which meet the treatment needs of offenders and provide for the safe and secure operation of NDCS facilities and programs.

NDCS uses Byrne Grants to maintain various programs related to data management, development, and tracking to aid in drug interdiction. This includes funds for treatment, implementation of a drug-testing program, creation of a random testing program for parolees, creation of canine units to assist with drug interdiction, and, most recently, data management of various elements to assist staff in monitoring inmate activities.

Agencies seeking these federal funds are generally required to provide a match of 25%. Funds are expended in this program but are appropriated to the Crime Commission in Program 210, State Agency Byrne Grants.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	14,348	4,935	7,417	
Federal	63,981	54,001	22,252	
Revolving				
<b>Total</b>	78,329	58,936	29,669	
Employees	0	0	0	0

**AGENCY 46 DEPARTMENT OF CORRECTIONAL SERVICES  
PROGRAM 725 BUILDING DEPRECIATION CHARGES**

**PROGRAM OBJECTIVES**

---To pay depreciation charges on all Nebraska Department of Correctional Services buildings.

**PROGRAM DESCRIPTION**

This program includes all funding for the depreciation expenses of the Nebraska Department of Correctional Services.

LB530 (Rent) Assessment Funds are generated through assessments on rent paid to Administrative Services (AS) for various facilities. Only facilities paying the rent surcharges are eligible to receive allocations of these funds. Adult Parole rents space in a number of cities for its parole officers.

LB1100 (Depreciation) Assessment Funds are generated through assessments paid by agencies on new, major capital projects approved in 1998 or later. The funds are assessed and allocated to eligible facilities as per the specific requirements of state statutes. LB1100 Depreciation Assessments were eliminated by Laws 2011, LB380.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	45,085	68,612	73,148	71,915
Cash				
Federal				
Revolving				
<b>Total</b>	45,085	68,612	73,148	71,915
Employees	0	0	0	0

**AGENCY 46 DEPARTMENT OF CORRECTIONAL SERVICES  
PROGRAM 750 COUNTY JAIL REIMBURSEMENT/AID**

**PROGRAM OBJECTIVES**

---To provide state aid to counties.

---To reimburse counties for eligible state prisoners.

**PROGRAM DESCRIPTION**

This program was repealed by Laws 2009, LB218, operative on July 1, 2011. LB218 eliminated three county aid programs, including this program, and created a single aid program. Laws 2011, LB383, eliminated the new aid program created by LB218.

Until July 1, 2011, the purpose of this state aid program was to reimburse counties for state prisoners. The rate was \$35 per day for each day a state prisoner was maintained in a county criminal detention facility until the prisoner was transferred to a NDCS facility, placed on probation, or released from custody.

Counties were reimbursed on a quarterly basis. The annual amount for county jail reimbursements was statutorily limited to \$3.91 million dollars per year. If there were not sufficient funds to reimburse claims by counties fully, then the reimbursement was prorated in proportion to the remaining appropriation.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	3,812,250	3,640,210	0	0
Cash				
Federal				
Revolving				
<b>Total</b>	3,812,250	3,640,210	0	0
Employees	0	0	0	0

## AGENCY 47 NEBRASKA EDUCATIONAL TELECOMMUNICATIONS COMMISSION

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**DIRECTOR:** Rod Bates  
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472-3611

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471-0058

**EXECUTIVE  
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471-4175

**AGENCY DESCRIPTION** - The 11-member Nebraska Educational Telecommunications Commission, established in 1963, is responsible for the administration of a statewide noncommercial educational television network, a noncommercial public radio network and the NET\*SAT satellite system through which these and other telecommunications services are available to Nebraskans. These services operate under the umbrella organization, Nebraska Educational Telecommunications (NET) which includes the University of Nebraska-Lincoln Department of Television, as well as two non-profit support organizations—the NET Foundation for Television and the NET Foundation for Radio. In providing the public television service, the Commission operates an interconnected network of 8 transmitter stations and 14 translators in cooperation with the Board of Regents of the University of Nebraska, which is the licensee of Channel 12, the ninth station in the network. Channel 12 serves as the primary programming station of the network. By written agreement, the Commission reimburses the University for its Channel 12 transmission costs and the University makes Channel 12 programming available at no charge to the Commission for transmission to the other stations in the network. National, regional and local educational and public television programming is distributed from the Terry M. Carpenter and Jack G. McBride Nebraska Educational Telecommunications Center in Lincoln or a production studio at the University of Nebraska at Omaha.

The NET Radio Network was launched in 1986 when the Legislature directed the Commission to establish statewide public radio service. Nebraska citizens contributed sufficient matching start-up funds for the network which is comprised of nine interconnected stations and five translators. In 2001, the NET Radio Network began broadcasting 24-hours a day.

The Commission operates a satellite and optical fiber telecommunications systems capable of delivering additional NET services such as streaming content that originates from the Capitol, distance learning providers and video conferencing sites across Nebraska. NET also provides administrative and operational support for the Nebraska Information Technology Commission and the CIO's office.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
<b>OPERATIONS:</b>				
General	10,267,373	9,446,130	9,556,414	9,558,708
Cash	249,144	242,755	294,255	337,755
Federal				
Revolving				
<b>Total Operations</b>	10,516,517	9,688,885	9,850,669	9,896,463
Employees	66.0	55.7	56.0	54.7

**AGENCY 47 NEBRASKA EDUCATIONAL  
TELECOMMUNICATIONS COMMISSION  
PROGRAM 533 EDUCATIONAL TELEVISION**

**PROGRAM OBJECTIVES**

- To provide noncommercial educational and public service programming to meet the needs and interests of citizens of all ages throughout the state.
- To administer and operate Commission licensed network stations and the statewide interconnection system.
- To provide instructional television for elementary, secondary and postsecondary educational institutions.
- To provide administrative and operational support for the Nebraska Information Technology Commission.

**PROGRAM DESCRIPTION** - The Commission currently operates a 365-day per year over-the-air digital television broadcast schedule of 133 hours per week (19 hours per day). In addition, to its main channel of service NET1/NET-HD, the Commission also programs NETV2 and NETV3. These channels are available over-the-air to digital television viewers as well as to many Nebraskans who have cable television. Programs are acquired through national distribution centers or are locally produced. The Commission staff provides engineering and technical support for the network operations center, transmitter sites, satellite installation and translators. Production services are obtained on a contractual basis from the University of Nebraska Television Department.

The Commission also provides television and internet streaming coverage of the Legislature, and other state government institutions, programming assistance to state agencies, and technical telecommunications assistance to educational institutions.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
DTV broadcast hours	6,570	6,570	6,570	6,570
# of NETV2 Cable communities	204	240	245	245

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	9,634,825	8,967,472	9,094,636	9,097,867
Cash	237,291	231,206	274,706	310,206
Federal				
Revolving				
<b>Total</b>	9,872,116	9,198,678	9,369,342	9,408,073
Employees	63.0	52.7	53.0	51.7

**AGENCY 47 NEBRASKA EDUCATIONAL  
TELECOMMUNICATIONS COMMISSION  
PROGRAM 566 PUBLIC RADIO**

**PROGRAM OBJECTIVES**

- To develop and operate Commission licensed radio stations and a statewide system.
- To provide noncommercial educational and public service programming of interest to Nebraskans of all ages.

**PROGRAM DESCRIPTION**

The NET Radio Network acquires for broadcast programs from regional, national and international sources that address Nebraskan's broad range of interests and concerns. The Network also produces other programs of statewide interest, plus encourages production of programs for and about specific regions of the state. The Nebraska Educational Telecommunications Commission develops and operates a system of interconnected stations.

In June 1988, the FCC license for public radio station KUCV (FM) was transferred from Union College to NETC. KUCV (FM) serves as the originating station for the statewide system.

Four radio stations were activated in May-June 1990: KTNE (FM) serving Alliance/Scottsbluff, KLNE (FM) serving Lexington/Kearney, KHNE (FM) serving Hastings/Grand Island, and KTNE (FM) serving the Norfolk area. Four additional stations were activated in July-August 1991: KPNE (FM) serving North Platte, KCNE (FM) serving Chadron, KRNE (FM) serving Merriman, and KMNE (FM) serving Bassett. There are also five network translators serving Columbus, Culbertson, Falls City, Harrison and Max.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Broadcast hours	8,760	8,760	8,760	8,760

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	632,548	478,658	461,777	460,841
Cash	11,853	11,549	19,549	27,549
Federal				
Revolving				
<b>Total</b>	644,401	490,207	481,326	488,390
Employees	3.0	3	3	3

## **AGENCY 48 COORDINATING COMMISSION FOR POSTSECONDARY EDUCATION**

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### **AGENCY DESCRIPTION**

The Coordinating Commission for Postsecondary Education, in its current form, was created in 1991 following adoption of a constitutional amendment by the voters in 1990. The Commission is composed of 11 citizen members appointed by the Governor. Its purpose, powers and duties were established and are defined by Article VII, Section 14, of the Constitution of Nebraska and the Coordinating Commission for Postsecondary Education Act.

The purpose of the Commission is to coordinate higher education within the state's public institutions by 1) developing a comprehensive statewide plan for the operation of an educationally and economically sound, vigorous, progressive and coordinated system of postsecondary education, 2) identifying and enacting policies to meet the educational, research and public service needs of the state and 3) effecting the best use of available resources through the elimination of unnecessary duplication of programs and facilities among Nebraska's public institutions.

The Commission is also vested with the authority to administer the state financial aid programs, two federal financial aid programs, the federal Improving Teacher Quality Program, the federal College Access Challenge Grant (CACG), and two higher education data systems--the Integrated Postsecondary Education Data System (IPEDS) and the Nebraska Educational Data System (NEEDS).

The Commission's responsibilities and goals are to 1) develop a comprehensive statewide plan and statewide facilities plan to coordinate higher education within the state's public institutions, 2) review new and existing instructional programs to prevent unnecessary duplication, 3) review capital construction and operating budget requests submitted by institutions to ascertain compliance with the comprehensive statewide plan, 4) conduct studies and surveys it finds appropriate for the purposes of the Coordinating Commission for Postsecondary Education Act, 5) review public institution participation in education centers and off-campus instruction, 6) facilitate access to quality postsecondary education without unnecessary duplication, 7) review requests of out-of-state institutions to offer classes and programs of study within the state, 8) administer certain federal and state student financial aid programs, 9) maintain information systems to provide the Commission and others with information pertinent to the exercise of their duties and 10) recommend to the Governor and Legislature legislation it deems necessary or appropriate to change role and mission provisions.

**AGENCY 48 COORDINATING COMMISSION  
FOR POSTSECONDARY EDUCATION (cont'd.)**

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
<b>OPERATIONS:</b>				
General	1,272,680	1,215,582	1,146,564	1,188,481
Cash	16,480	8,049	15,921	15,000
Federal	28,871	123,059	127,216	152,525
Revolving	0	0		
<b>Total Operations</b>	1,318,031	1,346,690	1,289,701	1,356,006
<b>STATE AID:</b>				
General	6,928,106	6,856,334	6,954,767	6,993,156
Cash	6,923,927	7,967,287	8,273,435	9,000,000
Federal	1,184,133	1,427,908	1,541,260	2,348,963
<b>Total State Aid</b>	15,036,166	16,251,529	16,769,462	18,342,119
<b>TOTAL FUNDS:</b>				
General	8,200,786	8,071,916	8,101,331	8,181,637
Cash	6,940,407	7,975,336	8,289,356	9,015,000
Federal	1,213,004	1,550,967	1,668,476	2,501,488
Revolving	0	0	0	0
<b>Total Budget</b>	16,354,197	17,598,219	18,059,163	19,698,125
Employees	12.9	13.0	11.2	11.5

**AGENCY 48 COORDINATING COMMISSION  
FOR POSTSECONDARY EDUCATION  
PROGRAM 297 EDUCATION GRANTS PROGRAM**

**PROGRAM OBJECTIVES**

--- To administer the higher education portion of the federal Improving Teacher Quality Program and award related grants intended to strengthen teacher skills and quality of elementary and secondary instruction in core academic subjects.

**PROGRAM DESCRIPTION**

The Commission administers the federal Improving Teacher Quality Program under which it conducts a competition, convenes a review panel and then awards grants to partnerships comprised of teacher education and arts and sciences divisions at postsecondary institutions and high-need local educational agencies. Grants awarded are intended to support sustained and intensive high quality professional development programs to improve skills of in-service teachers, administrators and other staff in any core academic subject area.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Number of proposals received	6	7	7	6
Number of proposals awarded	5	5	5	4

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash				
Federal	439,465	299,179	421,435	401,533
Revolving				
<b>Total</b>	439,465	299,179	421,435	401,533
Employees	0.2	0.2	0.1	0.2

**AGENCY 48 NEBRASKA COORDINATING  
COMMISSION FOR POSTSECONDARY EDUCATION  
PROGRAM 640 ADMINISTRATION**

**PROGRAM OBJECTIVES**

- Foster greater cooperation and collaboration among higher education institutions to promote efficiency and eliminate unnecessary duplication.
- Develop and update a Comprehensive Statewide Plan for Postsecondary Education.
- Review new and existing instructional programs and new colleges, schools, major divisions or institutes at public institutions.
- Review capital construction and operating budget requests submitted by institutions to ascertain compliance with the Comprehensive Statewide Plan.
- Identify public policy issues relating to tuition and fees at the state's public postsecondary institutions.
- Review public institution participation in education centers and off-campus instruction.
- Review requests of out-of-state institutions to offer classes and programs of study within Nebraska.
- Administer student financial aid programs as prescribed by law.
- Maintain information systems to provide the Commission and others with pertinent information.
- Conduct studies, such as the 2009 (LB340) Community College Study, on relevant higher education issues and policies.
- Review requests to establish new institutions in the state.

**PROGRAM DESCRIPTION**

All operations associated with administration of the Coordinating Commission for Postsecondary Education Act and other duties and responsibilities of the Commission are accounted for in this budget program.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
New academic programs reviewed	19	10	21	20
New academic programs approved	19	10	21	20
New out-of-state institution applications and reports reviewed	4	15	27	22
Existing academic programs reviewed	218	117	186	175
Existing academic programs approved	91%	94%	86%	93%
Academic programs discontinued	9%	6%	14%	7%
Capital construction projects reviewed	0	6	2	15
Capital construction projects approved	0	6	2	Unknown
Capital construction projects withdrawn/request reduced	0	0	2	Unknown
Revenue bond projects reviewed	3	2	5	5
Revenue bond projects recommended	3	2	4	Unknown
Operating budget requests reviewed	--	28	--	43
Operating budget modifications recommended	--	10	--	16
Operating budget requests – approval recommended	--	17	--	22
Operating budget requests – disapproval recommended	--	1	--	5

**PROGRAM 640 ADMINISTRATION, CONT'D.**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	1,272,680	1,215,582	1,146,564	1,188,481
Cash	16,480	8,049	15,921	15,000
Federal	0	0	0	6,023
Revolving				
<b>Total</b>	1,289,160	1,223,631	1,162,485	1,209,504
Employees	12.7	12.0	10.1	10.4

**AGENCY 48 COORDINATING COMMISSION  
FOR POSTSECONDARY EDUCATION  
PROGRAM 650 COLLEGE ACCESS CHALLENGE GRANT PROGRAM**

**PROGRAM OBJECTIVES**

Federal statutes require College Access Challenge Grant funds be used for specific activities or services. These include: (1) Provide financing options, including activities that promote financial literacy and debt management among students and families. (2) Provide information to students and families on postsecondary education benefits, opportunities, planning and career preparation. (3) Provide need-based grant aid for students. (4) Conduct outreach activities for students who may be at risk of not enrolling in or completing college. (5) Assist students in completing the Free Application for Financial Student Aid (FAFSA). (6) Implement professional development for guidance counselors at middle and secondary schools, and financial aid administrators and college admissions counselors at institutions of higher education to improve their capacities to assist students and parents with: (a) understanding entrance requirements for admission to institutions of higher education and state eligibility requirements for Academic Competitiveness Grants or National SMART grants; (b) applying to institutions of higher education, applying for financial assistance and scholarships; (c) activities that increase students' abilities to successfully complete the coursework required for a postsecondary degree (including tutoring and mentoring); and (d) activities to improve secondary school students' preparedness for postsecondary entrance examinations.

**PROGRAM DESCRIPTION**

The Commission has been designated by the Governor as the primary grant recipient for Nebraska under the U.S. Department of Education College Access Challenge Grant (CACG) Program. The purpose of the program is to increase the number of underrepresented students who enter and remain in postsecondary education. The CACG funds are allocated among the states by formula and states can award subgrants to eligible entities. The grants are designed to foster partnerships among federal, state, and local governments, as well as philanthropic organizations to meet the needs of underrepresented students and families. All public and non-profit private institutions of higher education, K-12 public and private schools or districts, and non-profit organizations based in Nebraska are eligible to apply for subgrants.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Subgrantees	--	6	8	8
Number of students served	--	12,148	15,180	16,735
Number of scholarships provided*	--	--	317	393

\*ACE Plus Scholarships to full-time college students who received Access College Early (ACE) Scholarships in high school (see Program 691).

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash				
Federal	0	556,130	909,165	1,502,201
Revolving				
<b>Total</b>	0	556,130	909,165	1,502,201
Employees	0.0	0.8	1.0	1.0

**AGENCY 48 COORDINATING COMMISSION  
FOR POSTSECONDARY EDUCATION  
PROGRAM 690 NEBRASKA OPPORTUNITY GRANT PROGRAM**

**PROGRAM OBJECTIVES**

- To enhance access to the state's higher education institutions in the public, independent and private career school sectors.
- To provide scholarships to eligible Nebraska residents who demonstrate substantial financial need by virtue of Pell grant eligibility and who attend approved Nebraska postsecondary institutions.

**PROGRAM DESCRIPTION**

The Nebraska Scholarship program replaced three previous state grant programs effective with FY2003-04. Effective in 2010-11, the program was renamed Nebraska Opportunity Grant Program. Under the program, scholarship awards are provided to Nebraska residents who attend approved Nebraska postsecondary institutions and who meet certain federal Pell grant eligibility criteria. The program is administered by the Commission in cooperation with financial aid officers at participating institutions. In accordance with relevant statutes and the rules and regulations of the Commission, identification of target fund levels to be allocated by participating institutions is based on prior year Pell grant activity. Institutions must submit the names of potential award recipients to the Commission for approval prior to award of the funds.

In 2011-12, awards were given to 14,239 students. Of those students, 51.4 percent were from families with incomes of less than \$20,000 and 76.5% percent were from families with incomes below \$40,000.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Students receiving grants	15,723	15,556	14,239	14,500
Average grant award	\$897	\$961	\$1,031	\$1,050
Institutions participating	42	41	41	41
Percent allocation by sector:				
University of Nebraska	37.5	38.4	39.6	43.6
State Colleges	7.4	6.9	6.3	6.5
Community Colleges	17.1	18.7	19.0	17.5
Independent Institutions	18.5	19.7	18.9	17.8
Private Career Schools	19.4	16.2	16.2	12.6

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	6,692,259	6,418,156	6,418,156	6,418,156
Cash	6,923,927	7,967,287	8,273,435	9,000,000
Federal	512,379	566,751	0	591,731
Revolving				
<b>Total</b>	<b>14,128,565</b>	<b>14,952,194</b>	<b>14,691,591</b>	<b>16,009,887</b>

Employees	0	0	0	0
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**AGENCY 48 COORDINATING COMMISSION  
FOR POSTSECONDARY EDUCATION  
PROGRAM 691 ACCESS COLLEGE EARLY SCHOLARSHIP PROGRAM**

**PROGRAM OBJECTIVES**

--- To provide financial assistance to low-income Nebraska students taking courses for credit from postsecondary education institutions in the state while still enrolled in high school.

**PROGRAM DESCRIPTION**

This program is statutorily established under the Access College Early Program Act. Under the act, certain income criteria establish student eligibility to receive financial aid under the program. Eligible students applying to take one or more courses from an accredited Nebraska postsecondary education institution may apply for a scholarship under the program. Scholarships awarded under the program are to equal the lesser of tuition and mandatory fees accrued by the student after any applicable discounts or the tuition and mandatory fees that would have been accrued by the student for the same number of credit hours if the student were taking the course as a full-time, resident, undergraduate student from the University of Nebraska-Lincoln. Scholarship amounts are forwarded directly to the relevant postsecondary education institution as payment of the eligible student's tuition and mandatory fees.

Program 691 federal fund expenditures, as reflected below represent amounts awarded to Nebraska and administered by the Coordinating Commission under the U.S. Department of Education College Access Challenge (CACG) Grant Program and include:

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Students receiving scholarships	1,305	2,152	2,314	2,500
Average amount per student	260	324	340	340
Postsecondary institutions	12	12	15	15
High schools of student origin	191	214	216	216

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	235,847	438,178	536,611	575,000
Cash				
Federal	261,160	128,907	337,876	0
Revolving				
<b>Total</b>	497,007	567,085	874,487	575,000
Employees	0	0	0	0

# **AGENCY 50 NEBRASKA STATE COLLEGE SYSTEM**

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**NEBRASKA STATE COLLEGE SYSTEM:**

Mr. Stan Carpenter, Chancellor  
1115 K' Street, Suite 102  
Lincoln, Nebraska  
(402) 471-2505

**CHADRON STATE COLLEGE:**

Dr. Randy Rhine, President  
Chadron, Nebraska  
(308) 432-6201

**PERU STATE COLLEGE:**

Dr. Dan Hanson, President  
Peru, Nebraska  
(402) 872-2239

**WAYNE STATE COLLEGE:**

Mr. Curt Frye, President  
Wayne, Nebraska  
(402) 375-7200

**LEGISLATIVE** Phil Hovis  
**FISCAL OFFICE:** 471-0057

**EXECUTIVE** Cindy Miserez  
**BUDGET OFFICE:** 471-4174

## **AGENCY DESCRIPTION**

The Board of Trustees of the Nebraska State College System is the governing board for the State Colleges at Chadron, Peru and Wayne. The seven-member board is composed of six persons appointed by the Governor and ratified by the Legislature for six-year terms. The seventh member is the State Commissioner of Education. Student representatives, one from each college, serve one-year terms on the board and offer opinion votes. The members of the board receive no compensation but are reimbursed for their expenses.

The board annually elects a chairperson and a vice chairperson from its membership. The board appoints a chancellor, who administers the System, and a president for each of the State Colleges. The chancellor is the chief executive of the System. The presidents report to the chancellor and have responsibility for direction of the colleges within policies and guidelines established by the board. The board meets regularly and considers budget requests and other financial matters, physical plant operations, academic and student service programs, enrollment and marketing, and other matters as recommended by the chancellor. Standing committees of the Board include Academic and Personnel; Student Affairs, Marketing and Enrollment; and Fiscal, Facilities and Audit.

The colleges provide instruction, research and public service in their respective service areas, which are generally defined as the state's western region for Chadron State College, the southeastern/central region for Peru State College and the northeastern/central region for Wayne State College. The State Colleges offer baccalaureate programs of study in a number of academic disciplines and selected programs at the master's and specialist's level. Additionally, the colleges represent the source of various public services provided throughout the regions they serve.

The educational and general operations of the colleges are largely supported by State General Fund appropriations and college-generated cash funds (primarily tuition and fees). The colleges utilize available federal funds to support operations; however, the majority of federal funds reflected in the respective State College budgets represent awards received by students through federal financial aid programs. Student financial aid is also achieved through a variety of tuition waiver programs administered under policies of the Board of Trustees. Auxiliary operations, including residence halls and student centers, are fully supported by revolving funds generated by student fees and charges.

Nebraska State College System expenditures and appropriations are accounted for and monitored according to the NCHEMS-Program Classification Structure. A description of programs within this structure follows at pages 50-4 through 50-12.

**AGENCY 50 NEBRASKA STATE COLLEGE SYSTEM  
CAMPUS AND OTHER TOTALS**

<b><u>CHADRON</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	15,897,295	15,699,423	15,736,654	15,621,107
Cash	6,944,588	7,297,657	8,912,062	8,585,371
Federal	13,609,708	13,727,700	14,873,385	13,689,798
Revolving	2,541,980	2,514,087	2,488,573	2,750,000
<b>Total</b>	38,993,571	39,238,867	42,010,674	40,646,276
Employees	294.33	269.56	277.66	281.54

<b><u>PERU</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	9,946,549	9,708,645	8,509,572	8,674,024
Cash	6,602,799	7,841,090	7,855,458	7,307,114
Federal	11,599,510	12,353,415	12,154,491	12,820,001
Revolving <sup>(1)</sup>	788,117	841,079	987,198	1,170,876
<b>Total</b>	28,936,975	30,744,229	29,506,719	29,972,015
Employees	165.54	161.92	162.22	167.22

<b><u>WAYNE</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	21,236,317	19,934,867	19,450,652	19,672,567
Cash	10,335,932	11,360,980	11,586,409	14,158,611
Federal	5,929,217	20,326,714	19,476,260	20,229,899
Revolving	3,746,150	3,823,083	3,777,885	4,425,051
<b>Total</b>	41,247,616	55,445,644	54,291,206	58,486,128
Employees	361.63	364.60	354.51	367.97

**AGENCY 50 NEBRASKA STATE COLLEGE SYSTEM  
CAMPUS AND OTHER TOTALS**

**NEBRASKA STATE COLLEGE SYSTEM OFFICE**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General <sup>(2)</sup>	1,496,692	1,339,023	1,247,375	1,483,195
Cash <sup>(2) (3)</sup>	0	0	835,865	546,223
Federal				
Revolving				
<b>Total</b>	1,496,692	1,339,023	2,083,240	2,029,418
Employees	9.00	9.00	9.00	9.63

**NEBRASKA STATE COLLEGE SYSTEM TOTAL**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	48,576,853	46,681,958	44,944,253	45,450,893
Cash	23,883,319	26,499,727	29,189,794	30,597,319
Federal	31,138,435	46,407,829	46,504,136	46,739,698
Revolving	7,076,247	7,178,249	7,253,656	8,345,927
<b>Total</b>	110,674,854	126,767,763	127,891,839	131,133,837
Employees	830.50	805.08	803.39	826.36

(1) Excluded from 2009-10 Peru State College Revolving Fund expenditures are transfers from the fund in total amount of 1,636,487 (to revenue bond trustee) which were coded as expenditures.

(2) Excluded from Nebraska State College System Office expenditures are capitalized expenditures for implementation of NeSIS (student information system) and SAP (administrative computing applications).

	<u>2009-10</u>	<u>2010-11</u>
General	3,972,009	242,575
Cash	0	122,258

(3) Cash Fund amounts for Nebraska State College System Office for 2011-12 and 2012-13 represent ongoing support costs for NeSIS computing system (student information system).

*With exception of exclusions noted in (1) and (2) above, the foregoing expenditure and appropriation (budget) amounts are as reflected in the Nebraska State College System 2013-15 biennium budget request.*

**AGENCY 50 NEBRASKA STATE COLLEGE SYSTEM  
PROGRAM OBJECTIVES AND DESCRIPTIONS**

**PROGRAM 01 INSTRUCTION**

**PROGRAM OBJECTIVES**

---To provide formal instructional activities that may be applied as credit toward a degree.

---To provide preservice, in-service, mid-career and specialized programs.

**PROGRAM DESCRIPTION**

Chadron State College

The academic disciplines at Chadron State College are grouped into three schools: the School of Liberal Arts; the School of Business, Entrepreneurship, Applied and Mathematical Sciences and Sciences; and, the School of Education, Human Performance, Counseling, Psychology and Social Work. Chadron State College offers programs of study in the above schools which lead to the degrees of Bachelor of Arts, Bachelor of Science, Bachelor of Science in Education, Bachelor of Applied Sciences, Master of Arts in Education, Master of Science in Organizational Management, Master of Science in Education, and Master of Business Administration.

Peru State College

Instructional programs at Peru State College include teacher education, business and other professional programs, liberal arts, sciences and a variety of pre-professional curricula. Academic disciplines are grouped in the following Schools: Professional Studies, Education, Arts and Sciences and the department of Graduate Programs. Programs of study are available which lead to Bachelor of Arts, Bachelor of Science, Bachelor of Applied Science, Master of Science in Organizational Management and Master of Science in Education degrees.

Wayne State College

The fields of study at Wayne State College are divided among four schools: Business and Technology; Education and Counseling; Arts and Humanities; and Natural and Social Sciences. The College grants Bachelor of Arts, Bachelor of Science, Master of Science in Organizational Management, Master of Science in Education, Education Specialist in School Administration/Educational Leadership, and Master of Business Administration degrees.

# **AGENCY 50 NEBRASKA STATE COLLEGE SYSTEM PROGRAM OBJECTIVES AND DESCRIPTIONS**

## **PROGRAM 02 RESEARCH**

### **PROGRAM OBJECTIVES**

---To provide institutes and research centers.

---To provide individual and project research through grants, contracts or institutional allocation.

### **PROGRAM DESCRIPTION**

#### Chadron, Peru and Wayne State College

Utilizing institutional funds, provision is made at each of the colleges to assign a modest portion of faculty workloads to individual and project research. Research funds are also sought from various external sources. Generally, research designed to provide improvement in instructional programs is accorded the highest priority; however, other criteria, including opportunities and needs for research which are unique to the respective college service areas, are considered in evaluating proposals for research projects.

At Chadron State College, faculty research is supported through a variety of sources, including the faculty-senate Research Institute Committee, which accepts and recommends funding of faculty proposals, external granting sources, and administrative operational budgets. Students are actively involved in many scholarly projects. Activities cover the broad array of disciplines, especially environmental studies, proteconomics, and genomics, humanities, and business.

The ability of the Natural Science Division at Peru State College to attract National Science Foundation and National Institute of Health grants has provided research opportunities for the college's students and faculty. Renovation of the Hoyt Science Center provided first class research facilities along with state-of-the-art instructional space.

At Wayne State College, release time is provided to faculty members on the basis of proposals submitted for applied research projects. Research is considered an important element in faculty development. Students are also actively involved in undergraduate research, especially in the sciences.

**AGENCY 50 NEBRASKA STATE COLLEGE SYSTEM  
PROGRAM OBJECTIVES AND DESCRIPTIONS**

**PROGRAM 03 PUBLIC SERVICE**

**PROGRAM OBJECTIVES**

---To provide non-credit activities which contribute to the general welfare of individuals, communities and agencies within the geographic service area of the college.

**PROGRAM DESCRIPTION**

Chadron, Peru, and Wayne State College

The colleges act as public service agencies both directly and indirectly. Directly, the colleges provide physical facilities, staff and in-kind support for various public programs. The colleges provide direct and local assistance in economic and community development. Indirectly, the colleges provide the skills of their personnel who work throughout the regions to assist the public to the extent available resources allow. In addition, the various intellectual, social and cultural activities of the colleges are made available to the public. The colleges also hold numerous summer camps in performing arts, athletics, and a variety of other areas.

**AGENCY 50 NEBRASKA STATE COLLEGE SYSTEM  
PROGRAM OBJECTIVES AND DESCRIPTIONS**

**PROGRAM 04 ACADEMIC SUPPORT**

**PROGRAM OBJECTIVES**

- To provide libraries which collect, catalog, store and distribute published materials.
- To provide wide access to the library catalog and related materials through library automation, including internet access.
- To provide audio-visual and other technological services to support instruction, research and public service programs.
- To provide computing support for academic departments, students and faculty research.
- To provide administrative and management support for the institutions' academic programs.
- To provide for the professional development of academic personnel.

**PROGRAM DESCRIPTION**

Chadron, Peru and Wayne State College

The Academic Support program includes those activities carried out in direct support of instruction, research and public service. Among these are the provision of library services to students, faculty and the general public; activities that directly contribute to the way in which instruction is delivered or research is conducted (such as educational media services and academic computing support); activities directly related to the administration of academic programs; and professional development activities for academic personnel. The college libraries are automated and each actively participates in interlibrary lending across the state. Library holdings are routinely evaluated and efforts are made to upgrade, where appropriate, in an effort to continuously improve library services. Audio-visual materials and telecommunications technology are utilized to enhance instructional programming. Comprehensive plans to improve academic as well as administrative computing and telecommunications resources and utilization have been developed by each of the colleges.

**AGENCY 50 NEBRASKA STATE COLLEGE SYSTEM  
PROGRAM OBJECTIVES AND DESCRIPTIONS**

**PROGRAM 05 STUDENT SERVICES**

**PROGRAM OBJECTIVES**

- To provide for the administration of student services.
- To provide social and cultural development of students outside the formal academic programs.
- To provide student counseling and career guidance.
- To administer financial aid services and assistance.
- To provide intercollegiate athletics.
- To provide student health services.

**PROGRAM DESCRIPTION**

Chadron, Peru and Wayne State College

The colleges provide and administer student services and activities that support, facilitate and enhance the academic experiences of the students. Academic advising, career guidance and placement, and personal counseling are among the services available to students. Many students attending the State Colleges are first generation college students, and a high number are nontraditional students. Many students are choosing to earn all or a portion of their degrees online. This requires unique student support services in the areas of academic advising, tutorial assistance and basic skills enhancement. In addition, the colleges provide for the administration of financial aid programs, campus medical clinics and health care programs. Various activities including cultural and educational convocations, seminars and concerts; student government; college newspapers; debate; recreational programs; intramural and intercollegiate athletics are also available for student participation.

**AGENCY 50 NEBRASKA STATE COLLEGE SYSTEM  
PROGRAM OBJECTIVES AND DESCRIPTIONS**

**PROGRAM 06 INSTITUTIONAL ADMINISTRATION**

**PROGRAM OBJECTIVES**

- To provide executive management and long range planning for the institution.
- To provide management of information systems for monitoring and planning.
- To provide fiscal management and functions related to the fiscal operations of the institution.
- To provide logistical services including campus security and motor pool.
- To provide administrative computing services.
- To provide for public relations and development.
- To provide student recruitment, admissions and records.

**PROGRAM DESCRIPTION**

Chadron, Peru and Wayne State College

The Institutional Administration program consists of those activities carried out to provide for both the day-to-day functioning and strategic planning for the long-range viability of the colleges as operating organizations. Executive management is led by the Chancellor and each college president with the support of vice presidents and various professional personnel. Each president reports to the Board of Trustees, through the Chancellor, as the chief academic and administrative officer responsible for carrying out the assigned role and mission of the institution.

Activities such as financial management and operations, administration of personnel programs, facilities and space management, centralized purchasing, campus security, and administrative computing are included in this program. Additionally, institutional administration includes public relations activities with a wide range of constituents ranging from students to government officials, student recruitment and admissions, and maintenance of student records.

**AGENCY 50 NEBRASKA STATE COLLEGE SYSTEM  
PROGRAM OBJECTIVES AND DESCRIPTIONS**

**PROGRAM 07 PHYSICAL PLANT OPERATIONS**

**PROGRAM OBJECTIVES**

- To maintain existing grounds and facilities.
- To provide utility services.
- To plan and design future plant expansions and modifications.

**PROGRAM DESCRIPTION**

Chadron, Peru and Wayne State College

The Physical Plant Operations program includes routine building maintenance, custodial services, grounds maintenance, utilities and plant administration. The program also provides planning for future capital construction and major renovation projects, implementation of preventive maintenance measures, and coordination of deferred maintenance projects with the Building Renewal Task Force.

**AGENCY 50 NEBRASKA STATE COLLEGE SYSTEM  
PROGRAM OBJECTIVES AND DESCRIPTIONS**

**PROGRAM 08 STUDENT FINANCIAL SUPPORT**

**PROGRAM OBJECTIVES**

---To provide financial aid to undergraduate and graduate students to meet college attendance costs.

**PROGRAM DESCRIPTION**

Chadron, Peru, and Wayne State College

Financial aid is available to qualifying student applicants from a number of sources. While Cash Funds are utilized to support tuition remissions and other forms of aid, approximately 90 percent of student financial support is derived from federal and other sources. Among the various federal aid programs from which students may seek financial assistance are: College Work Study, Pell Grants, Supplemental Educational Opportunity Grants, National Direct Student Loans and Guaranteed Student Loans. State funds are utilized to support financial aid which is awarded on the basis of need, special abilities, membership (e.g., military reserve membership) and service to the colleges. Approximately 50 percent of student financial aid from all sources is distributed on the basis of financial need. Additional student financial aid is awarded in consideration of primary criteria other than financial need; however, much of this non-need based aid is awarded to students with demonstrated and unmet financial need.

**AGENCY 50 NEBRASKA STATE COLLEGE SYSTEM  
PROGRAM OBJECTIVES AND DESCRIPTIONS**

**PROGRAM 09 INDEPENDENT OPERATIONS**

**PROGRAM OBJECTIVES**

- To provide for the management, operation and programming of revenue bond facilities.
- To provide for the retirement of bonded indebtedness through the assessment of room and board charges and user fees.

**PROGRAM DESCRIPTION**

Chadron, Peru and Wayne State College

The Independent Operations program provides for the general operations of all revenue bond facilities. Among these facilities are student activity centers, residence halls and other student housing accommodations. Operations of these facilities include college bookstores and food services. Sufficient room and board charges and user fees are assessed to fully support staff and operating expenses and to provide for the retirement of bonded indebtedness. The colleges are responsible for management of independent operations subject to the provisions of bond indentures and approval by the Board of Trustees.

**AGENCY 50 NEBRASKA STATE COLLEGE SYSTEM  
PROGRAM OBJECTIVES AND DESCRIPTIONS**

**PROGRAM 48 OFFICE OF THE CHANCELLOR**

**PROGRAM OBJECTIVES**

- To assist the Board in formulating academic, personnel, fiscal and facility policies for the Nebraska State Colleges.
- To serve as liaison between the Board and the State Colleges and the legislative and executive branches of state government.
- To provide for system coordination through activities such as centralized data collection and staff support to the various intercollege councils and subcommittees of the Board.
- To keep the Board of Trustees informed of long range local, state, national and international issues which may affect the State Colleges.
- To coordinate legal proceedings within the system.
- To provide direction and counsel in academic, personnel, and administrative affairs.
- To manage the operations of the Nebraska State College Facilities Corporation and oversee the system's revenue bond program.

**PROGRAM DESCRIPTION**

The Nebraska State Colleges System Office facilitates communication between the Board and various other government and education agencies, including the colleges, the Governor's office, the Legislature and the Coordinating Commission for Postsecondary Education. In order to keep the Board of Trustees and the colleges informed, the System Office solicits and coordinates the exchange of information for policy monitoring, budget development and facilities planning. System Office staff have devised procedures for annual system wide audits of operations and revenue bond programs, implemented automated systems for storing college data, and standardized data reporting forms and requirements.

As part of their responsibilities, System Office staff serves as members of system wide task force groups studying issues and problems of the college system and all of higher education. System Office staff serve as chairs of these administrative councils: the Council of Presidents; Council of Academic Officers; Council of Business Officers and Council of Student Affairs, Marketing and Enrollment Officers. The Council of Presidents (the chancellor and the college presidents) is the unit responsible for providing administrative linkages between the colleges. The staff also directs the collective bargaining processes for the state college system and monitors actions in the Legislature to identify events that may affect Board policy and operations.

## **AGENCY 50 NEBRASKA STATE COLLEGE SYSTEM**

### **STATISTICS**

The Coordinating Commission for Postsecondary Education collects a variety of data reported by Nebraska's postsecondary education sectors, including the Nebraska State College System. Additionally, the Commission publishes compilations of these data in various reports. These reports are available at the Commission's web site [<http://www.ccpe.state.ne.us>].

## **AGENCY 51 UNIVERSITY OF NEBRASKA**

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<b>UNIVERSITY OF NEBRASKA:</b>	President James B. ("J.B.") Milliken Varner Hall, 3835 Holdrege Street, Lincoln 472-2111
<b>UNIVERSITY OF NEBRASKA LINCOLN CAMPUS:</b>	Chancellor Harvey Perlman 201 Canfield Administration Bldg., UNL, Lincoln 472-2116
<b>UNIVERSITY OF NEBRASKA AT OMAHA CAMPUS:</b>	Chancellor John Christensen 201 Administration Bldg., UNO, Omaha 554-2311
<b>UNIVERSITY OF NEBRASKA MEDICAL CENTER CAMPUS:</b>	Chancellor Harold M. Maurer, M.D. 5001 Wittson Hall, UNMC, Omaha 559-4201
<b>UNIVERSITY OF NEBRASKA KEARNEY CAMPUS:</b>	Chancellor Doug Kristensen 25th Street & 9th Ave., UNK, Kearney (308) 865-8208
<b>LEGISLATIVE FISCAL OFFICE:</b>	Kathy Tenopir 471-0058
<b>EXECUTIVE BUDGET OFFICE:</b>	Cynthia Miserez 471-4180

### **AGENCY DESCRIPTION**

The University of Nebraska, the state's only public University, has as its mission to educate students at the undergraduate, graduate, professional, and postdoctoral levels; acquire and disseminate knowledge through basic and applied research; and extend knowledge and service to the citizens of Nebraska through continuing education, extension, and cultural outreach programs. The University is home to more than 50,000 students and more than 12,000 faculty and staff members across its four campuses in Omaha, Lincoln, Kearney and divisions and programs across the state.

The University is governed by an elected Board of Regents that has delegated to the President of the University the administrative responsibility for the University. The University conducts its operations through four major administrative units: the University of Nebraska-Lincoln, the University of Nebraska Medical Center, the University of Nebraska at Omaha, and the University of Nebraska at Kearney. Each unit is administered by a Chancellor who functions both as the chief operating officer of a campus and as a Vice President of the University.

The Nebraska College of Technical Agriculture (NCTA) is under the control and management of the Board of Regents as established by legislation. The two-year degree granting institution is administered by the Vice President for Agriculture and Natural Resources and Vice Chancellor for the Institute of Agriculture and Natural Resources (IANR).

## **AGENCY 51 UNIVERSITY OF NEBRASKA**

**University of Nebraska Administration:** University Administration is comprised of the President's immediate staff, including the offices of the Executive Vice President and Provost, Vice President for Business and Finance, Vice President for University Affairs and Vice President and General Counsel. University Administration is responsible for educational and fiscal planning, communications and state and federal relations, policy development and implementation, budget development and control, coordination of programs among the four campuses, and administration of the University's graduate college and computing services network.

**University of Nebraska-Lincoln:** The University of Nebraska-Lincoln (UNL), chartered in 1869, is the most comprehensive of the four universities within the University of Nebraska system. UNL is a national research university that provides a wide range of undergraduate and professional programs with a strong commitment to advanced graduate education. UNL offers 150 undergraduate majors and 275 programs of study. The research and economic development activities within UNL are important to the growth of the state's economy. The development of Nebraska Innovation Campus is focused on leveraging public-private partnerships to create new jobs and new sources of economic growth. UNL's Extension Division offers citizens of Nebraska statewide access to research, extension education and service activities. The University's out-state agricultural activities, including the Nebraska College of Technical Agriculture at Curtis, are responsibilities of UNL's Institute of Agriculture and Natural Resources (IANR). UNL fulfills the dual role of the State's comprehensive teaching and research University and the land grant University of Nebraska.

**University of Nebraska at Omaha:** The University of Nebraska at Omaha began as the University of Omaha, a private college established in 1908. In 1968, UNO became a state institution when the Municipal University of Omaha merged with the University of Nebraska. Located in the geographical center of Omaha, UNO is a major metropolitan university focused on students, academic excellence and engagement with the community. Programs are offered baccalaureate through doctoral levels. UNO is now classified by the Carnegie Foundation as a Doctoral Research University. In addition, UNO was among the first universities to be named to Carnegie's Community Engagement classification. UNO serves a diverse student population. In the fall 2012 semester international students enrolled from 87 different countries and almost 1 in 4 new students enrolled for the fall 2012 semester are minority.

**University of Nebraska Medical Center:** The University of Nebraska Medical Center (UNMC) began as the Nebraska College of Medicine, which affiliated with the University in 1902. The current name was adopted in 1968 when UNMC became a separate campus of the University of Nebraska. UNMC's mission is to improve the health of Nebraska through premier educational programs, innovative research, the highest quality patient care, and outreach to underserved populations. UNMC's education programs train more health professionals than any other institution in the state. With divisions in Lincoln, Kearney, Scottsbluff and Norfolk, UNMC generates breakthroughs that make life better for people throughout Nebraska and beyond.

**University of Nebraska at Kearney:** The University of Nebraska at Kearney (UNK) began as the Nebraska State Normal School at Kearney in 1903. In 1963, it was renamed Kearney State College and on July 1, 1991, was incorporated into the University of Nebraska system. UNK has expanded from a regional normal school into a comprehensive residential university that serves as a hub for educational, social, cultural, and economic development for Greater Nebraska and the region. UNK, committed to being one of the nation's premier undergraduate institutions with excellent graduate education, scholarship, and public service, is recognized for a high quality, multidimensional learning environment, engagement with community and public interest, and preparation of students to lead responsible and productive lives in a democratic, multicultural society.

**Nebraska College of Technical Agriculture:** The Nebraska College of Technical Agriculture (NCTA) began as a statewide University of Nebraska high school in 1913. From 1965 to 1988, the school operated as the School of Technical Agriculture under the UNL College of Agriculture. Currently, the Vice Chancellor/Vice President for Agriculture and Natural Resources has primary administrative responsibility for operations of programs. NCTA provides agriculture technology education at the associate degree level in the areas of food agriculture, animal health, plant science, agricultural business system, natural resources and human resources.

**AGENCY 51 UNIVERSITY OF NEBRASKA  
CAMPUS TOTALS**

**UNIVERSITY OF NEBRASKA-LINCOLN**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	210,432,431	235,808,140	235,645,070	230,901,834
Cash	150,524,009	170,574,758	155,381,358	185,017,388
Federal	226,644,014	201,145,871	231,384,349	252,564,962
Revolving	261,812,595	241,190,675	250,879,034	321,614,208
<b>Total</b>	849,413,049	848,719,444	873,289,811	990,098,392
Employees	6,592	6,631	6,448	6,411

Includes the Institute of Agriculture and Natural Resources.

**UNIVERSITY OF NEBRASKA AT OMAHA**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	60,310,355	58,438,769	56,582,347	56,046,864
Cash	47,805,646	55,107,428	58,873,797	67,598,052
Federal	23,520,496	83,477,046	87,610,931	93,500,000
Revolving	40,621,140	45,056,787	42,360,714	51,000,000
<b>Total</b>	172,257,637	242,080,030	245,427,789	268,144,916
Employees	1,787	1,791	1,782	1,801

**AGENCY 51 UNIVERSITY OF NEBRASKA  
CAMPUS TOTALS**

**UNIVERSITY OF NEBRASKA MEDICAL CENTER**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	126,815,897	128,495,394	130,256,865	130,209,072
Cash	72,613,825	80,505,614	88,642,239	103,000,399
Federal	82,608,295	130,878,563	131,720,181	140,900,000
Revolving	75,901,388	74,999,210	78,634,049	161,500,000
<b>Total</b>	357,939,405	414,878,781	429,253,334	535,609,471
Employees	4,121	4,150	4,145	4,185

**UNIVERSITY OF NEBRASKA AT KEARNEY**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	35,513,700	34,995,097	34,991,468	34,867,838
Cash	19,815,198	23,588,044	24,727,280	28,847,364
Federal	9,144,646	35,102,643	37,224,754	40,800,000
Revolving	16,136,380	16,838,044	19,934,244	23,460,000
<b>Total</b>	80,609,924	110,523,828	116,877,746	127,975,202
Employees	986	938	932	950

**UNIVERSITY OF NEBRASKA COLLEGE OF TECHNICAL AGRICULTURE**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	2,386,425	2,827,752	2,573,463	2,595,156
Cash	868,388	740,853	855,017	1,050,357
Federal	1,342,175	1,613,391	521,459	0
Revolving	735,455	1,032,255	1,234,132	1,300,000
<b>Total</b>	5,332,443	6,214,251	5,184,071	4,945,513
Employees	49	51	49	48

**AGENCY 51 UNIVERSITY OF NEBRASKA  
CAMPUS TOTALS**

**UNIVERSITY OF NEBRASKA CENTRAL ADMINISTRATION**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	20,441,970	29,443,716	28,034,571	43,377,926
Cash	14,042,359	759,298	1,797,837	12,194,148
Federal	1,584,948	1,942,929	2,386,269	2,500,000
Revolving	582,396	464,828	470,268	1,150,000
<b>Total</b>	<b>36,651,673</b>	<b>32,610,771</b>	<b>32,688,945</b>	<b>59,222,074</b>
Employees	164	171	173	181

**UNIVERSITY OF NEBRASKA TOTAL**

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
<b>OPERATIONS:</b>				
General	455,900,778	490,008,868	488,083,784	500,998,690
Cash	305,669,425	331,275,995	330,277,528	397,707,708
Federal	344,844,574	454,160,443	490,957,943	530,263,962
Revolving	395,789,345	379,581,799	393,512,441	560,024,208
<b>Total Operations</b>	<b>1,502,204,122</b>	<b>1,655,027,105</b>	<b>1,702,831,696</b>	<b>1,988,994,568</b>
Employees	13,365	13,732	13,529	13,576

## **AGENCY 51 UNIVERSITY OF NEBRASKA**

### **PROGRAM 01 - INSTRUCTION**

#### **PROGRAM OBJECTIVES**

- To provide quality academic instruction at the undergraduate, graduate and professional levels.
- To offer Nebraskans interested in health careers the opportunity for health professions education.

#### **PROGRAM DESCRIPTION**

##### **University of Nebraska-Lincoln**

UNL has the largest undergraduate program and offers 150 majors and 275 programs of study. UNL also has primary responsibility for graduate education, especially at the doctoral and professional levels. UNL offers its programs through the Colleges of Agricultural Sciences and Natural Resources, Architecture, Arts and Sciences, Business Administration, Engineering and Technology, Education and Human Sciences, Journalism & Mass Communications, Law, and the Hixson-Lied College of Fine and Performing Arts. The Nebraska College of Technical Agriculture offers instruction relating to food and agriculture at less than the baccalaureate degree with concentration on the applied associate degree.

##### **University of Nebraska at Omaha**

UNO offers nearly 200 bachelor's and master's degree programs; 18 graduate certificates; 2 undergraduate certificates; 2 specialist's programs; and 7 doctoral programs. The doctoral programs are: Criminology and Criminal Justice; Exercise Science; Information Technology; Psychology; Public Administration; a joint doctoral program with UNL in Educational Administration and Human Sciences with a specialization in Gerontology. UNO has statewide responsibility for graduate programs in criminal justice, social work, public administration and gerontology. UNO also offers graduate and undergraduate education in information science and technology on a statewide basis through its partnerships in the Peter Kiewit Institute for Information Science, Technology, and Engineering. UNO offers its instructional programs through the Colleges of Arts and Sciences; Business Administration; Education; Communication, Fine Arts and Media; Information Science and Technology; and Public Affairs and Community Service.

##### **University of Nebraska Medical Center**

The health professions programs of UNMC have the responsibility for educating dentists, nurses, pharmacists, physicians, public health professionals and allied health professionals. These programs encompass both basic and clinical sciences. Special emphasis is placed on education and training of physicians in primary care and on programs that benefit health care delivery in rural areas and to minority groups throughout the state. In addition, research-oriented educational activities leading to the M.S. or Ph.D degree are conducted through departmental, interdepartmental and college programs.

##### **University of Nebraska at Kearney**

UNK provides undergraduate and graduate instruction through the Colleges of Business and Technology, Education, Fine Arts and Humanities, and Natural and Social Sciences. Nearly 140 majors are available, with 170 programs of study. UNK confers the following degrees: Bachelor of Arts, Bachelor of Science, Bachelor of Fine Arts, Bachelor of Arts in Education, Bachelor of Science in Education, Bachelor of General Studies, Master of Arts, Master of Science, Master of Business Administration, Master of Art in Education, Master of Science in Education, as well as the Specialist Degree in Educational Administration, in School Psychology and in School Counseling.

## **AGENCY 51 - UNIVERSITY OF NEBRASKA**

### **PROGRAM 02 - RESEARCH**

#### **PROGRAM OBJECTIVES**

- To provide institutes and research centers.
- To provide agricultural research.
- To perform individual project research through grants, contracts, or institutional allocation.
- To provide health science research.

#### **PROGRAM DESCRIPTION**

##### **University of Nebraska-Lincoln**

UNL is the primary comprehensive research institute in the state for fields outside the health professions. Faculty are expected to engage in research and creative activities which increase disciplinary knowledge and complement high instructional standards. Faculty are encouraged to pursue external funding sources which support research and creative activities. Sponsored programs funding at UNL has tripled in the past decade to \$246 million. Major research centers include: Nebraska Center for Virology, Bureau of Sociological Research, Center for Biotechnology, Center for Materials Research and Analysis, Gallup Research Center, Engineering Research Center, Great Plains Regional Center for Global Environmental Changes, Water Center, Center for Advanced and Land Management Information Technologies, Center for At-Risk Children's Services, and Plant Sciences Initiative. The Agricultural Research Division is the principal entity for research and creation of new technology in agriculture, natural resources and human resources.

##### **University of Nebraska at Omaha**

UNO is an emerging research institution with diverse partners around Omaha, around Nebraska, and around the world. These partnerships encourage diverse lines of research, creative activity, and community engagement that receive financial and logistical support from community partners as well as state and federal agencies. Campus priorities include educational research in science, technology, engineering, and math (STEM) and urban sustainability. The Nebraska University Center for Information Assurance works to detect and prevent cyber-attack and the Center for Collaboration Science works with community and military partners to reduce critical decision making times in the boardroom and on the battlefield. The science of human movement is examined by faculty and students in the Nebraska Biomechanics Core Facility and UNO's C-MANTIC Research Group provides robotic solutions for problems as diverse as landmine detection and space exploration. UNO is a recognized leader in engaging with community partners to solve real world problems. Students remain key to these research efforts and the campus provides numerous opportunities for undergraduate and graduate student involvement.

### **University of Nebraska Medical Center**

Research is an essential component of UNMC and adds to the quality of both educational and patient care programs. Participation in biomedical and other health-related research provides the foundation for graduate degree and post-doctoral programs. The Eppley Institute for Research in Cancer and Allied Diseases is engaged in basic and applied research in mechanisms, causes, prevention, early diagnosis and treatment of cancer. The Munroe-Meyer Institute studies the causes, prevention and treatment of handicapping conditions in children, youth and adults. Additional specialized research centers include Center for Advanced Surgical Technology, Center for Clinical and Translational Research, Center for Drug Delivery and Nanomedicine, Center for Environmental Health and Toxicology, Center for Neurodegenerative Disorders, Center for Research in Leukemia and Lymphoma, Nebraska Center for Cellular Signaling and Center for Integrative and Translational Neuroscience.

### **University of Nebraska at Kearney**

UNK is committed to research and scholarship designed to enhance its educational program. Recognizing that teaching and scholarship are inseparable, UNK aims to provide an environment that facilitates the recruitment of faculty committed to the advancement, integration, application and presentation of knowledge. Students at UNK have extensive opportunities to participate in research alongside faculty and are consistently well represented at the National Student Research Conference.

### **University of Nebraska Central Administration**

The Nebraska Research Initiative, funded in 1988, is a plan to improve the research standing and capabilities of the University. The funds are allocated among the campuses on a competitive basis in order to increase state support for targeted research areas.

## **AGENCY 51 - UNIVERSITY OF NEBRASKA**

### **PROGRAM 03 - PUBLIC SERVICE**

#### **PROGRAM OBJECTIVES**

- To provide community and statewide services that accrue benefits to the public.
- To provide resources, expertise and services that are conducted as cooperative efforts with outside agencies.
- To provide public broadcasting services.
- To provide patient care and clinical education for Medical Center students.

#### **PROGRAM DESCRIPTION**

##### **University of Nebraska-Lincoln**

UNL, as a land-grant institution, has statewide responsibility to serve the needs of the state. UNL provides technology transfer services to benefit the university and the state. Special units such as the Cooperative Extension Division have specific responsibilities to bring the teaching and research resources of UNL to the state; however, all UNL units have a service and outreach mission. Cooperative Extension serves by providing timely and relevant research-based education and knowledge for Nebraskans. Extension faculty provide education using a variety of teaching methods, including experiential learning workshops, applied research demonstrations, home study courses and web-based teaching modules. Cooperative Extension reaches over 400,000 Nebraskans each year through direct education contacts by Extension Faculty or volunteers. More than 400 Extension staff across the state serve as primary contacts for the more than 135,000 youth and 20,000 volunteers involved in 4-H programs. UNL outreach also includes bringing fine and performing arts opportunities to Nebraskans through the Lied Center, Sheldon Museum of Art, Nebraska Repertory Theatre, International Quilt Museum and others. The Good Fresh Local program helps Nebraska food producers find markets for their products, while the Food Processing Center helps food-based businesses get started and succeed. Special educational programs that provide low-cost and cutting edge services to constituents statewide include the Psychological Consultation Clinic, Educational Psychology Clinic and a Speech-Language and Hearing Clinic.

##### **University of Nebraska at Omaha**

As Nebraska's only major public metropolitan university, one of UNO's core priorities is community engagement. UNO promotes partnerships that transform and improve urban, regional, national and global life. UNO supports dynamic and reciprocal relationships with constituents. Service learning and other community service activities include an array of subject areas and emphasize the Omaha metropolitan area and surrounding region. The College of Public Affairs and Community Service offers a broad range of public service programs through the Public Administration, Aviation, Brennan Labor Institute, Gerontology, Criminology and Criminal Justice and Social Work programs. The Nebraska Business Development Center, headquartered in UNO's College of Business Administration provides professional assistance and consulting services to business firms across the state through a network of centers. Through the Small Business Institute, UNO provides consultation services and technical assistance to small businesses with a special emphasis on the rural community. The College of Arts and Sciences offers innovative programs to the community through the Capow (Chemistry and Physics on Wheels) Van, and summer camps. The College of Education provides counseling, speech/language/hearing, and health/fitness services to clients from the community and works closely with area public schools through the Metropolitan Omaha

Educational Consortium based at UNO for more than 30 years. Relationships with community businesses have been developed through internship programs in the College of Information Science and Technology and other colleges. The College of Communication, Fine Arts and Media is an active participant in many community arts programs, such as the Heartland Orchestra. Educational programs are offered by the University-housed KYNE-TV, Channel 26 and KVNO, FM Stereo.

### **University of Nebraska Medical Center**

UNMC provides public health education, and other forms of technical and consultation services to health care professionals, the public, industry and to governmental and other agencies locally, regionally, nationally and internationally. UNMC serves as a referral center for the state and in some highly specialized areas. UNMC provides care for patients from across the country and around the world. The Nebraska Medical Center serves as UNMC's primary teaching location as part of an academic affiliation agreement that was created in 1997 through the merger of University Hospital and Clarkson Hospital, and their clinical operations, as approved by the University of Nebraska Board of Regents and the Board of Directors of Clarkson Regional Health Services, Inc. Together, UNMC and the Nebraska Medical Center delivers state-of-the-art health care, prepares health professionals and scientists, ranks among the leading research centers, advances a commitment to community health, embraces diversity, and creates economic growth in Nebraska.

### **University of Nebraska at Kearney**

UNK's resources and expertise provide leadership to assist with the solution of social, cultural, educational, and economic problems. Cooperative programs with social services, criminal justice systems, and health agencies, clinics, and consultants help to address the community and health needs of Nebraska citizens. Cultural opportunities are offered through programs in science, the humanities, the visual and performing arts, national and international exchange programs, the Museum of Nebraska Art, and other creative activities. The College of Education, through its various outreach programs, serves the needs of educational systems. The Nebraska Business Development Center, operated in cooperation with the University of Nebraska at Omaha, directly assists Nebraska's small business. The Center for Rural Economic Development applies the unique expertise of the faculty and of other agencies and institutions to the economic programs of rural communities. The Nebraska Safety Center (established in 1978 by the Nebraska Legislature) provides instruction in safety education, service through seminars and workshops, coordination of statewide programs, and research in safety education in Traffic, Industrial, Home, Fire and Recreational Safety.

## **AGENCY 51 - UNIVERSITY OF NEBRASKA**

### **PROGRAM 04 - ACADEMIC SUPPORT**

#### **PROGRAM OBJECTIVES**

- To provide for the preservation, maintenance and display of educational materials through such services as the library, museum, and galleries.
- To provide for educational media services, academic computing support and auxiliary support, which contribute to the way in which instruction is delivered and research is conducted.
- To provide administrative support and management direction for academic programs.
- To provide for the professional development of academic personnel.

#### **PROGRAM DESCRIPTION**

##### **Campus Program Description**

The Academic Support Program includes those activities carried out in direct support of instruction, research, and public service. Among these are library services, audio-visual services, curriculum review, program development, and faculty development.

Each campus has the responsibility for planning and maintaining its individual academic computing capabilities consistent with campus goals and objectives. In addition, at UNL, the Board of Regents is the licensee for KUON-TV and is responsible for providing programming for the Nebraska Educational Telecommunications Network.

## **AGENCY 51 UNIVERSITY OF NEBRASKA**

### **PROGRAM 05 - STUDENT SERVICES**

#### **PROGRAM OBJECTIVES**

- To provide for the administration of student services.
- To provide social and cultural development of the student outside the formal degree curriculum.
- To provide administrative support for student financial aid services and assistance.
- To provide intercollegiate athletic programs.
- To provide for the operation of student unions, housing services, food services, etc.

#### **PROGRAM DESCRIPTION**

##### **Campus Program Description**

The campuses provide and administer student services and activities that support, facilitate, and enhance the academic experiences of the students. Academic advising, career guidance and placement, and personal counseling are among the services available to students. In addition, the campuses provide for the administration of financial aid programs, campus medical clinics, and health care programs. Various activities including cultural and educational convocations, seminars and concerts; student government; campus newspapers; multicultural programs; debate and recreational programs are also available for student participation. UNL, UNO, and UNK offer programs in intramural and intercollegiate athletics that includes sports for both men and women.

UNL, UNO, and UNK operate student unions that provide bookstore services, dining areas, and recreational activities. Students at UNL, UNO, and UNK may apply for space in one of the residence halls. UNMC operates a cafeteria, bookstore, recreational facilities and also leases living accommodations to a limited number of students.

# **AGENCY 51 UNIVERSITY OF NEBRASKA**

## **PROGRAM 06 - INSTITUTIONAL ADMINISTRATION**

### **PROGRAM OBJECTIVES**

- To provide executive direction and long-range planning.
- To manage and administer the University in accordance with policy of the Board of Regents.
- To provide administrative and logistical services.
- To provide public relations and development.
- To provide for student admissions and record keeping.

### **PROGRAM DESCRIPTION**

#### **University of Nebraska Administration**

University Administration provides executive management as it relates to the overall management and long-range planning of the University through the Office of the President, the Executive Vice President and Provost, the Vice President for Business & Finance, the Vice President for University Affairs, the Vice President and General Counsel, and support staff.

#### **Campus Program Description**

The overall administration of each campus is provided by the Chancellor. Vice Chancellors are responsible for the management of specific areas such as business and finance, academic affairs, research, and student services.

Also included in this program are those activities that provide for the day-to-day functioning of the institutions such as financial operations, administration of personnel programs, purchasing, facilities and space management, and campus security.

Student services coordinate such activities as student admissions, registration processes, and the maintenance of academic records.

Activities to maintain relations with the community, government, alumni and the general public are also provided.

## **AGENCY 51 UNIVERSITY OF NEBRASKA**

### **PROGRAM 07 - PHYSICAL PLANT OPERATIONS**

#### **PROGRAM OBJECTIVES**

- To maintain existing grounds and facilities.
- To provide utility services.
- To plan and design future plant expansions and modifications.

#### **PROGRAM DESCRIPTION**

Physical Plant provides routine building maintenance, custodial, utilities, grounds maintenance, and major repair services.

### **PROGRAM 08 - STUDENT FINANCIAL SUPPORT**

#### **PROGRAM OBJECTIVES**

- To provide financial aid to undergraduate and graduate students.

#### **PROGRAM DESCRIPTION**

Scholarships include tuition and fee waivers, grants, and trainee stipends. Fellowships also are awarded to graduate students. The College bound Nebraska tuition assistance program covers the full cost of tuition for any student who is eligible for a federal Pell Grant.

Funds also provide assistance to Nebraska residents enrolled in optometry programs in other states.

### **PROGRAM 09 - INDEPENDENT OPERATIONS**

#### **PROGRAM OBJECTIVES**

- To provide institutional operations owned or controlled by the University that are unrelated to or independent of the University's mission.

#### **STATISTICS**

The Coordinating Commission for Postsecondary Education collects a variety of data reported by Nebraska's postsecondary education sectors, including the University of Nebraska. Additionally, the Commission publishes compilations of these data in various reports. These reports are available at the Commission's web site [<http://www.ccpe.state.ne.us>].

## AGENCY 52 STATE FAIR BOARD

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**MANAGER:** Joseph McDermott  
 1043 South Locust Street  
 Grand Island, NE 68801  
 308-382-1620

**LEGISLATIVE** Jeanne Glenn  
**FISCAL OFFICE:** 471-0056

**EXECUTIVE** Dave Spatz  
**BUDGET OFFICE:** 471-4179

### **AGENCY DESCRIPTION**

The State Fair Board, created in 1879 as the State Board of Agriculture, conducts the annual State Fair. The Board consists of seven members representing county agricultural society districts and four members appointed by the Governor and approved by the Legislature.

In 2004, Nebraska voters approved a constitutional amendment to give the Nebraska State Fair 10% of state lottery proceeds, with the stipulation that the host city provide a match equal to the amount of lottery proceeds passed through to the State Fair.

In 2008 the Nebraska Legislature enacted LB 1116, which relocated the Nebraska State Fair to a location within the City of Grand Island on land owned by the Hall County Livestock Improvement Association also known as Fonner Park. The 2010 State Fair was the first year that the event was held in the new location.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General				
Cash	8,004,596	3,240,995	3,450,499	2,500,000
Federal				
Revolving				
<b>Total Operations</b>	8,004,596	3,240,995	3,450,499	2,500,000
Employees	0	0	0	0

**AGENCY 52 STATE BOARD OF AGRICULTURE  
PROGRAM 694 STATE FAIR SUPPORT AND IMPROVEMENT FUND**

**PROGRAM OBJECTIVES**

- To pass through lottery revenue to the Nebraska State Fair.
- To provide one-time funding to assist in the relocation of the Nebraska State Fair from Lincoln to Grand Island.

**PROGRAM DESCRIPTION**

In 2004, Nebraska voters approved a constitutional amendment to give the Nebraska State Fair 10% of state lottery proceeds, with the stipulation that the host city provide a match to the state lottery proceeds. This program is used to receive lottery revenue, which is in turn passed through to the State Fair once the matching funds requirement has been verified.

In 2008 the Nebraska Legislature enacted LB 1116, which permanently located the Nebraska State Fair within the City of Grand Island on land owned by the Hall County Livestock Improvement Association also known as Fonner Park. LB 1116 authorized the transfer of \$5,000,000 from the Cash Reserve Fund to the State Fair Relocation Cash Fund to provide additional funding to assist in the relocation of the Nebraska State Fair.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	8,004,596	3,240,995	3,450,499	2,500,000
Federal				
Revolving				
<b>Total</b>	8,004,596	3,240,995	3,450,499	2,500,000
Employees	0	0	0	0

## **AGENCY 53 REAL PROPERTY APPRAISER BOARD**

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**DIRECTOR:** Tyler Kohtz  
Lower Level  
State Office Building  
471-9015

**LEGISLATIVE** Mike Lovelace  
**FISCAL OFFICE:** 471-0050

**EXECUTIVE** Gary Bush  
**BUDGET OFFICE:** 471-4161

### **AGENCY DESCRIPTION**

The Nebraska Real Property Board was established on January 1, 1991 after Title XI of the Financial Institutions Reform, Recovery, and Enforcement Act of 1989 was enacted. The Board is responsible ensuring that Nebraska's appraiser and appraisal management company regulation programs are compliant with the Federal Financial Institutions Examination Council Appraisal Subcommittee requirements. In addition, the Appraisal Foundation was authorized by congress as the source of appraisal standards and qualifications. The Board incorporates the Uniform Standards of Professional Appraisal Practice ("USPAP") developed by the Appraisal Foundation's Appraisal Standards Board, and establishes appraiser education and experience requirements in accordance with the standards promulgated by the Appraisal Foundation's Appraiser Qualifications Board.

The Nebraska Real Property Appraiser Board consists of five members; three members are certified real property appraisers representing each of the three congressional districts, and two members are at-large, which includes one representative of financial institutions, and one licensed real estate broker who also holds a credential as a licensed or certified real property appraiser. The term for each member is five years, and no person shall serve as a member of the Board for consecutive terms.

The primary functions of the Nebraska Real Property Appraiser Board are to:

- Issue and renew resident and reciprocal registered, licensed, certified residential, and certified general appraiser credentials
- Register and renew registration for appraisal management companies.
- Approve appraiser qualifying courses, appraiser continuing education activities, and instructors for these offerings.
- Enforce the Real Property Appraiser Act and Appraisal Management Company Registration Act, and ensure that credential holders and appraisal management companies are in compliance with the laws governing appraisal practice in Nebraska. The Board investigates and adjudicates alleged violations of the Real Property Appraiser Act and Appraisal Management Company Registration Act.
- Communicate with general public, stakeholders, credentialed appraisers, and appraisal management companies to not only make known the laws and rules that govern appraisal practice in Nebraska, but to also identify and resolve issues faced by the appraisal community through efficient and effective legislation and rule making.
- Disseminate information relevant to appraisal practice in Nebraska to general public, stakeholders, credentialed appraisers and appraisal management companies, which includes changes or updates to federal requirements, changes or updates to practice or qualifications for appraiser or appraisal management companies, information pertaining to issues faced by the appraisal industry, changes or updates related to the Board's policies and procedures, and information meant to be educational in nature.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General				
Cash	283,872	180,567	281,476	311,781
Federal				
Revolving				
<b>Total Operations</b>	283,872	180,567	281,476	311,781
Employees	2	2	2	2

**AGENCY 53 REAL PROPERTY APPRAISER BOARD  
PROGRAM 79 APPRAISER LICENSING**

**PROGRAM OBJECTIVES**

To administer and enforce the Nebraska Real Property Appraiser Act and Nebraska Appraisal Management Company Registration Act with efficiency, equity, and integrity to not only ensure that the citizens of Nebraska are protected and served, but also that the appraisal business community is highly qualified through education, experience, and examination.

**PROGRAM DESCRIPTION**

The Real Property Appraiser Board is statutorily charged with administering and enforcing the Real Property Appraiser Act and the Appraisal Management Company Registration Act. The Board's primary functions are to issue and renew appraiser credentials, develop and implement standards for appraiser credentialing, register and renew registration for appraisal management companies, approve appraiser qualifying courses and appraiser continuing education activities, along with instructors for these activities, investigate and adjudicate grievances, develop laws and rules through relevant, efficient and effective legislation and rule making, and disseminate relevant information to the general public, stakeholders, credentialed appraisers and appraisal management companies.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Type of Appraiser and Number:				
Registered	116	93	16	14
Licensed	103	91	87	80
Certified General	381	371	367	360
Certified Residential	212	207	201	196
AMC registrations*	n/a	n/a	74	86
Complaints Against Appraisers:				
Total Number	30	29	32	30
Dismissed	11	15	16	15
Disciplinary Action Taken	19**	7	9	7
Other Action	0	7	6	8
Complaints Against AMCs:				
Total Number	n/a	n/a	0	3
Dismissed	n/a	n/a	0	1
Disciplinary Action Taken	n/a	n/a	0	1
Other Action	n/a	n/a	0	1

\* The Nebraska Appraisal Management Company (AMC) Registration Act became operative on January 1, 2012.

\*\* 2009-2010 Disciplinary Action Taken includes Other Action as well.

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	283,872	180,567	281,476	311,781
Federal				
Revolving				
<b>Total</b>	283,872	180,567	281,476	311,781
<b>Employees</b>	<b>2</b>	<b>2</b>	<b>2</b>	<b>2</b>

## **AGENCY 54 STATE HISTORICAL SOCIETY**

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**DIRECTOR:** Michael J. Smith  
1500 R Street  
471-3270

**LEGISLATIVE** Scott Danigole  
**FISCAL OFFICE:** 471-0055

**EXECUTIVE** Matt Eash  
**BUDGET OFFICE:** 471-4175

### **AGENCY DESCRIPTION**

The Nebraska State Historical Society collects, preserves, and opens to all the histories we share.

These shared histories comprise the heritage of Nebraska and its people, the totality of traditions, laws, institutions, stories, and tangible items from the past that molds us into Nebraskans. The NSHS sparks curiosity that fosters learning citizens can use to build their futures.

Established in 1878, the Nebraska State Historical Society (NSHS) is charged in statute to collect, preserve, study, and share Nebraska's history so the people can know and use their heritage. Named an official state agency in 1994, the NSHS holds the state's historical resources in trust for the people.

The NSHS thus has a two-part vision:

- to carry on its own mandated historical work
- to enable everyone to develop their own stories of Nebraska and its people.

The Nebraska State Historical Society operates in accordance with the strategic plan for 2012-2015 developed by its Board of Trustees and staff, with significant input from constituents statewide. Approximately 59% of the NSHS budget consists of appropriated general funds; 12% are federal funds and 29% cash/earned funds.

The NSHS has 2,032 members. The Board of Trustees, which provides direction and oversight, consists of fifteen members. Twelve are elected by the NSHS membership and three members, one from each congressional district, are appointed by the Governor.

The agency administers the Nebraska History Museum and seven historic sites; provides a Research Library and the State Archives which houses public records, documents, and historical archives; and administers the State's Historic Preservation, Archeology, Artifact Conservation, Hall of Fame, and Historical Markers programs.

NSHS services are provided in five Lincoln locations: the 1500 R Street headquarters; Nebraska History Museum at 15<sup>th</sup> & P streets; public records at the K Street Records Center, 9<sup>th</sup> & K streets; the Nebraska Statehood Memorial at the Thomas P. Kennard House, 1627 H Street; and archeological collections are stored in leased space at the Lincoln Children's Museum, 15<sup>th</sup> & P. The six historic sites around the state are: the Fort Robinson Museum, Crawford; Senator George W. Norris State Historic Site, McCook; Neligh Mill State Historic Site, Neligh; John G. Neihardt State Historic Site, Bancroft; Willa Cather State Historic Site, Red Cloud; and the Ethel S. and Christopher J. Abbott Visitor Center at Chimney Rock National Historic Site, Bayard. The Gerald R. Ford Conservation Center, Omaha, extends the life of artifacts from collections in Nebraska and throughout the Midwest through preservation treatments and advice on improved storage of history and art collections.

**AGENCY 54 STATE HISTORICAL SOCIETY  
AGENCY TOTAL, CONT'D.**

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
<b>OPERATIONS:</b>				
General	4,393,997	4,211,687	3,855,993	3,915,325
Cash	1,169,091	1,381,408	1,265,800	1,903,041
Federal	954,604	1,142,295	604,548	714,309
Revolving	0	0	0	0
<b>Total Operations</b>	<b>6,517,692</b>	<b>6,735,390</b>	<b>5,726,340</b>	<b>6,532,675</b>
<b>STATE AID:</b>				
General				
Cash				
Federal	6,068	67,622	97,130	100,000
<b>Total State Aid</b>	<b>6,068</b>	<b>67,622</b>	<b>97,130</b>	<b>100,000</b>
<b>TOTAL FUNDS:</b>				
General	4,393,997	4,211,687	3,855,993	3,915,325
Cash	1,169,091	1,381,408	1,265,800	1,903,041
Federal	960,672	1,209,916	701,677	814,309
Revolving	0	0	0	0
<b>Total Budget</b>	<b>6,523,760</b>	<b>6,803,012</b>	<b>5,823,470</b>	<b>6,632,675</b>
Employees	79.78	75.12	69.29	77.50

## **AGENCY 54 STATE HISTORICAL SOCIETY PROGRAM 648 NEBRASKA HISTORICAL SOCIETY/OPERATIONS**

### **PROGRAM OBJECTIVES**

NSHS 2012-2015 strategic plan initiatives include:

- **Preserve the stories of Nebraska's Past** by collecting, preserving, and using historical resources
- **Open up our histories** with education for all ages, promoting Nebraska history, and connecting people with their history
- **Inform decisions that will build our future** by researching and involving the public
- **Acquire and use resources to** obtain dollars and maximize staff potential

### **PROGRAM DESCRIPTION**

In 2011-2012 the NSHS provided 1,004,332 direct historical services to people in Nebraska, across the US and around the world. Services were provided on-site, via mail, and increasingly via the NSHS's website and the new social networking tools.

#### **Library/Archives:**

The NSHS is responsible for preserving all state and local government public records with permanent value. The manuscripts division collects and preserves business, political, religious, and personal records reflecting the state's local, economic, and political development. The archives collects and microfilms Nebraska newspapers.

The Society's library contains approximately 80,000 volumes, including state publications and periodicals, 3,000 maps and atlases and over 250,000 historical photographs. Emphasis is given to material relating to the history of Nebraska and the Great Plains.

#### **Nebraska History Museum:**

The Nebraska History Museum preserves 169,000+ unique Nebraska objects and provides education through exhibits, school services, and lifelong learning on-site and across the state. Partnering with K-12 schools and teachers, NHM helps improve student performance. Face to face learning opportunities are provided through permanent and temporary exhibits.

The museum offers guided tours, "Brown Bag" lectures televised for later distribution through government access cable channels and online, a Sunday afternoon film series in the winter, learning programs for teachers, exhibit openings, and a range of publications.

#### **Archeology (Office of State Archeologist):**

The Office of the State Archeologist researches, preserves, and interprets the record of earlier Nebraskans from as long ago as 12,000 years and as recent as the 20<sup>th</sup> century. The role of the Archeology Program is to preserve, enhance, explore, and interpret Nebraska's archeological resources for the benefit of the public and the advancement of science and history which address human occupations and cultures in Nebraska.

The program serves as the clearinghouse for all archeological activity within the state and maintains a master file of all archeological projects conducted and sites discovered in Nebraska. Program staff is actively involved in field and laboratory research; most of these efforts are conducted on a contract basis to governmental agencies and private concerns involved in land modification projects.

#### **Historic Preservation:**

The Historic Preservation program identifies sites, buildings, structures, and communities of historic, architectural or archeological value. Today, 1,051 properties/districts including 11,008 buildings and 24 national landmarks, are listed on the National Register of Historic Places.

**AGENCY 54 STATE HISTORICAL SOCIETY  
PROGRAM 648 NEBRASKA HISTORICAL SOCIETY/OPERATIONS, CONT'D.**

The Historic Preservation Office

- enhances preservation economic impact
- reviews/consults on federal project impact
- administers federal preservation tax incentives
- certifies local government preservation programs
- oversees property tax incentive for renovation (Valuation Incentive Program [VIP])

**Research and Publications:**

Research and Publications presents four issues of *Nebraska History* each year and publishes a quarterly members' *Nebraska History News* in addition to books such as *First Telegraph Line Across the Continent* and *Nebraska's Post Office Murals*. It has also worked closely with independent producers resulting in television, DVD and Web-based programming such as *Beef State* (with NET) and *Saving Nebraska's Treasures* (with NET and the Nebraska Library Commission).

**Conservation:**

The Gerald R. Ford Conservation Center saves objects that could otherwise be lost. The Ford Center provides on-site consultations for museums and other collections-based organizations, hands-on consultation work, personal consultations and communications with potential patrons.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
<u>Historic Sites - Number of visitors</u>				
Kennard House, Statehood Memorial*	704	576	658	800
John G. Neihardt State Historic Site	1,536	1,420	1,069	1,100
Fort Robinson Museum	12,023	11,595	10,411	11,000
Neligh Mill State Historic Site	2,490	2,415	2,281	2,400
Willa Cather State Historic Site	1,264	1,484	1,313	1,400
George Norris State Historic Site	517	495	300	400
Chimney Rock National Historic Site	25,621	24,364	22,912	23,500
*open only by appointment				
<u>Library/Archives Program</u>				
Number of reference patrons	5,874	9,921	10,989	11,000
<u>Museum Program</u>				
Nebraska History Museum	25,796	28,900	26,145	27,000

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	4,393,997	4,211,687	3,855,993	3,915,325
Cash	1,169,091	1,381,408	1,265,800	1,903,041
Federal	954,604	1,142,295	604,548	714,309
Revolving				
<b>Total</b>	6,517,692	6,735,390	5,726,340	6,532,675
Employees	79.78	75.12	69.29	77.50

**AGENCY 54 STATE HISTORICAL SOCIETY  
PROGRAM 648 NEBRASKA HISTORICAL SOCIETY/AID**

**PROGRAM OBJECTIVES**

- Promote historic preservation through education and interagency cooperation.
- Extend information and assistance to the public for preservation of the state's cultural resources.
- Administer grants to certified local government (CLG) historic preservation programs.
- Administer other contracts and subgrants for historic preservation, such as historic buildings surveys, archeological surveys, and National Register nominations which accomplish objectives of the historic preservation program.

**PROGRAM DESCRIPTION**

The NSHS administers Nebraska's historic preservation program under the National Historic Preservation Act. The program includes the Nebraska Historic Buildings Survey, archeological surveys, the National Register of Historic Places for Nebraska, review of federal undertakings, and assistance to developers of historic rehabilitation projects qualifying for federal tax incentives. The Nebraska State Historic Preservation Board serves in an advisory capacity to the program. The National Park Service issues certification to participate in federally sponsored programs of historic preservation and assists the state program with grant funds for operations, surveys, and aid to certified local government preservation programs.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Certified Local Government grants	6	4	4	5
Historical & archeological properties surveyed	1624	1,262	1,329	1,500
Public education forums held	75	42	31	52

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash				
Federal	6,068	67,622	97,130	100,000
Revolving				
<b>Total</b>	6,068	67,622	97,130	100,000
Employees	0	0	0	0

## AGENCY 56 NEBRASKA WHEAT BOARD

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**DIRECTOR:** Royce Schaneman  
4th Floor  
State Office Building  
471-2358

**LEGISLATIVE FISCAL OFFICE:** Jeanne Glenn  
471-0056

**EXECUTIVE BUDGET OFFICE:** Dave Spatz  
471-4179

### AGENCY DESCRIPTION

The Nebraska Ethanol Board's mandate directs it to cooperate with private industry to The Nebraska Wheat Development, Utilization and Marketing Board was established by the 1955 Nebraska Legislature and today is a non-code agency of the State of Nebraska.

The seven member Board of Directors are appointed by the Governor and must be engaged in growing wheat in the state and derive a substantial portion of their income from growing wheat and serve a five year term. The Agency Executive Director and staff execute the programs and policies adopted by the Board. There are two full-time and one part-time staff positions.

The Board's program is funded by the state's wheat growers through an assessment on all wheat marketed in the state. The assessment had been established at 1 1/4 cents per bushel until the passage of LB 905 in 2012, which modified the assessment to .004 of market value, effective October 1, 2012.

The Wheat Board members, the Director and staff assume an active hands-on approach in all program areas of research, education, market development, and promotion on behalf of the wheat producers of Nebraska. Research includes all aspects of wheat production from variety development, management practices, production methods, food product development and industrial uses of wheat and wheat by-products. Education and promotion programs are geared for consumers and producers benefit. Market development programs are both international and domestic in nature and are geared towards bulk wheat sales, specialty wheat markets and to value-added products made from wheat. The Nebraska Wheat Development, Utilization and Marketing Board has the ability to use up to 25% of its budget to influence federal legislation to protect and foster the health, prosperity and general welfare of the people of the state by protecting and stabilizing the wheat industry and the economy of the areas producing wheat.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
<b>OPERATIONS:</b>				
General				
Cash	1,170,965	1,143,454	1,007,505	1,498,330
Federal				
Revolving				
<b>Total Operations</b>	1,170,965	1,143,454	1,007,505	1,439,330
Employees	2.81	2.33	2	3

**AGENCY 56 NEBRASKA WHEAT BOARD  
PROGRAM 381 WHEAT DEVELOPMENT**

**PROGRAM OBJECTIVES**

- Identify and promote the intrinsic values and quality of Nebraska wheat.
- Increase worldwide demand and market share for U.S. wheat.
- Improve the level of producer education and understanding of production practices, wheat markets and customer needs and concerns.
- Identify, develop and promote the industrial uses of wheat.
- Promote increased consumption of wheat-based foods in the diet and educate consumers as to the benefits of increasing whole grains and complex carbohydrates in their diets.
- Identify and conduct focused research which promotes wheat profitability.

**PROGRAM DESCRIPTION**

Market development activities of the board are achieved through direct agency action, contracts, special projects, and cooperative efforts with public and private sectors. Contracts with U.S. Wheat Associates and the Wheat Foods Council provide market development and promotion both internationally and domestically. Research activities are carried out through contracts with the University of Nebraska and a limited number of private firms. Education and promotion activities sponsored by the board include exhibits at agricultural shows, speaking engagements and seminars.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	1,170,965	1,143,454	1,007,505	1,439,330
Federal				
Revolving				
<b>Total</b>	1,170,965	1,143,454	1,007,505	1,439,330
Employees	2.81	2.33	2	3

## **AGENCY 57 OIL AND GAS CONSERVATION COMMISSION**

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**DIRECTOR:** William H. Sydow  
P.O. Box 399  
Sidney, NE 69162  
(308) 254-6919  
(308) 254-6922 FAX

**LEGISLATIVE** Scott Danigole  
**FISCAL OFFICE:** 471-0055

**EXECUTIVE** Cindy Miserez  
**BUDGET OFFICE:** 471-4174

### **AGENCY DESCRIPTION**

The Oil and Gas Conservation Commission was created in 1959 to encourage and promote the efficient development, production, and utilization of Nebraska's oil and gas resources. The Commission consists of three Governor-appointed members. The major fund source is the Oil and Gas Conservation Tax. The Commission applies annually for a federal grant from the USEPA and receives federal funds to administer the Underground Injection Control program.

Oil and gas is produced in three geologic provinces of the state: the Forest City Basin in the southeast, the Cambridge Arch in the southwest, and the Denver-Julesburg Basin in the panhandle. Well files, containing information for each well, are maintained by the Commission and are a valuable source of information to the industry and the public alike. The Commission requests that samples of drill cuttings from selected wells be saved by operators and delivered to the Geological Survey in Lincoln for preservation and analysis. Through 2011, 19,735 oil and gas wells have been drilled in Nebraska.

Since 2007, drilling activity has increased, waned, and rebounded again. During 2008, the Commission permitted 331 new wells with the activity driven by record prices. The last comparable year for this level of activity was 1984 when 329 wells were permitted. The collapse of oil and gas prices in late 2008 hindered drilling activity in 2009 when 82 permits were approved but activity rebounded in 2011 when 195 permits were issued. During 2010, nine new oil fields were discovered and five field discoveries were drilled in 2011. Each of the discovery wells was located utilizing 3-Dimensional Seismic data.

The Commission continues to make great strides in the electronic delivery of oil and gas information to the public. Using the website, the public can access the data for wells, production and injection volumes, and lease information. Overlays for the location of registered water wells and wellhead protection areas are also available. The website currently services over 400,000 hits per month from public inquiries. Scout tickets can be generated as well as graphs of production data. Schematics of well bores showing the geological formations penetrated by the well and imagery for the well location from Google Earth were added in 2011.

The LANDSAT-based geomorphic study of the entire state of Nebraska and northeastern Colorado, which identified surface lineaments, curvi-linears, tonal anomalies, and fracture patterns, was released in 2007 and continues to be used by explorationists as they develop their ideas. Prospect leads, which integrated available aeromagnetic and gravity data, are shown on the interpretation. The geomorphic study and specific well information are available on the website in free, down-loadable formats for anyone using computer-based mapping software. The available data and GIS shape-files provide information, worth tens of thousands of dollars, at no cost to anyone who would like to use the information.

During the past 4 years, over 84,000 documents and logs in over 12,300 well files were scanned into our system. Information contained in every well file, now numbering over 21,000 wells, has been scanned. New drilling permits are scanned and presented for the public with daily updates. The scanning of original films and sepias of well logs from various wells is nearly completed utilizing the wide-bodied, back-lit scanner purchased in 2009. The documents from over 850 case files will begin to be scanned during 2012. All Commission orders have been scanned and will be cross-referenced with the case files and appropriate well files.

The position of Deputy Director was created and filled in 2011. The position of Staff Petroleum Engineer was filled during 2012. Commission personnel continue to maintain active leadership roles in two national organizations, the Interstate Oil and Gas Compact Commission and the Ground Water Protection Council. The process of making revisions and additions to the Commission's Rules and Regulations was commenced in the spring of 2012. The rule-making process is anticipated to be completed during 2013.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General				
Cash	571,238	540,390	593,522	779,345
Federal	93,986	90,062	81,862	93,595
Revolving				
<b>Total Operations</b>	665,224	630,452	675,384	872,940
Employees	8.11	7.80	7.81	8.80

**AGENCY 57 OIL AND GAS CONSERVATION COMMISSION  
PROGRAM 335 ADMINISTRATION**

**PROGRAM OBJECTIVES**

1. Ensure that all drilling operations are conducted in a proper and safe manner with minimum potential for environmental damage.
2. Ensure that all wells are cased, cemented, and properly plugged to prevent migration of fluids.
3. Ensure efficient production operations that protect correlative rights of all owners.
4. Maintain geologic information, well records, and petroleum engineering data for dissemination to the public.

**PROGRAM DESCRIPTION**

The Commission authorizes and regulates the drilling, producing, plugging, and spacing of oil, gas, and injection wells, and the disposal of wastes associated with oil and gas. The Commission has the authority to establish pooling by order to assure that each well owner receives a just and equitable share of oil and gas from a reservoir. Physical inspections of drilling and producing sites are conducted to assure compliance with the laws of the state and rules and regulations of the Commission.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Oil Production, BBL/YR	2,238,846	2,207,344	2,503,888	2,362,425
Dry Gas Production, MCF/YR	2,734,028	2,092,785	1,859,050	1,172,350
Average Oil Price (\$/BBL)	48.19	65.81	81.99	80.50
Avg. Daily Oil Production (BOPD/Well)	5.0	4.96	5.78	5.10
Active Oil Wells	1,216	1,218	1,186	1,269
Active Gas Wells	324	313	275	235
Active Injection Wells	509	519	522	530
Total Inactive Wells	624	646	751	625
Drilling Permits	82	154	195	145
Wells Drilled	64	122	136	100
Dry Holes	29	45	50	50
Plugged & Abandoned Prod/Inj Wells	32	22	55	35
Hearings Held	7	4	3	8
Commission Meetings	8	5	6	7

Note: Production and well statistics are for end of calendar year occurring at mid-fiscal year.

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	571,238	540,390	593,522	779,345
Federal	93,986	90,062	81,862	93,595
Revolving				
<b>Total</b>	665,224	630,452	675,384	872,940
Employees	8.11	7.80	7.81	8.80

## **AGENCY 58 BOARD OF ENGINEERS AND ARCHITECTS**

---

**DIRECTOR:** Jon Wilbeck

**LEGISLATIVE** Doug Gibbs

**FISCAL OFFICE:** 471-0051

**AGENCY OFFICE:** 215 Centennial Mall So.  
Suite 400  
P.O. Box 95165  
Lincoln, NE 68509-5165  
402-471-2021/471-3060

**EXECUTIVE** Gary Bush

**BUDGET OFFICE:** 471-4161

### **AGENCY DESCRIPTION**

The Board of Engineers and Architects was created in 1937 to administer the Engineers and Architects Regulation Act. The current board is composed of eight members consisting of four engineers, including one education member; three architects, including one education member; and one public member. All members are appointed by the Governor for five year terms. The Board's two education members represent the engineering faculty and architecture faculty, respectively, at the University of Nebraska.

The Board carries out the provisions of the Engineers and Architects Regulation Act to protect the health, safety and welfare of the citizens of Nebraska by ensuring licensure and regulation of individuals who practice engineering and architecture.

The Board also provides administrative and operational services to the Nebraska Board of Landscape Architects and The Nebraska Board of Geologists under Memorandums of Understanding.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	0	0	0	0
Cash	645,911	585,617	578,488	695,816
Federal				
Revolving				
<b>Total Operations</b>	645,911	585,617	578,488	695,816
Employees	7.5	7.0	7.0	7.0

**AGENCY 58 BOARD OF ENGINEERS AND ARCHITECTS  
PROGRAM 82 ENFORCEMENT OF STANDARDS**

**PROGRAM OBJECTIVES**

The Nebraska Board of Engineers and Architects is a leader in safeguarding life, health, property and the public welfare of the people of Nebraska. The mission of the Board focuses on three primary issues:

1. Licensing qualified professionals – the Board licenses qualified architects and professional engineers, both by examination and reciprocity with other states. Minimum qualifications are set for education, experience and examination.
2. Enforcement and education – the Board enforces statutes as set by the Legislature, and rules and regulations promulgated by the Board. The primary enforcement tool is education, both of the professionals it regulates and the public in general.
3. Providing quality services – the Board is committed to providing quality services to other state agencies, those seeking licensure, licensed individuals, and the public

**PROGRAM DESCRIPTION**

The activities of the Board include processing applications, licensing architects and professional engineers, and certifying organizations to practice engineering and/or architecture in Nebraska. Board activities are funded by fees derived from the operation of the Engineers and Architects Regulation Act. Complaints against an individual or organization practicing engineering or architecture in violation of the statutory code are investigated by the Board.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Engineers and Architects				
Licensed	8096	8308	8551	8700
Applicants examined	136	228	213	240
Complaints received	14	27	12	16
Licenses suspended or revoked	0	0	0	0
Temporary Permits issued	5	8	9	6
Emeritus Status	390	382	401	405

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	0	0	0	0
Cash	645,911	585,611	578,488	695,816
Federal				
Revolving				
<b>Total</b>	645,911	585,611	578,488	695,816
Employees	7.5	7.0	7.0	7.0

## **AGENCY 59 BOARD OF GEOLOGISTS**

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**BOARD CHAIR:** Dennis J. Anderson

**LEGISLATIVE** Doug Gibbs

**FISCAL OFFICE:** 471-0051

**AGENCY OFFICE:** 215 Centennial Mall South  
Suite 400  
P.O. Box 94844  
Lincoln, NE 68509-4844  
471-8383

**EXECUTIVE** Gary Bush

**BUDGET OFFICE:** 471-4161

### **AGENCY DESCRIPTION**

The Geologists Registration Act was created in 1998 and established the Board of Geologists. The Board consists of seven members appointed by the Governor. All members, with the exception of the public representative, are required to be geologists. The education member must be licensed in geology and represent the professional faculty of the geology departments, including the Conservation and Survey Division, all within the University of Nebraska. The Board carries out the Act to protect the health, safety and welfare of the citizens of Nebraska by ensuring licensure and regulation of geologists who practice within the State.

All expenses certified by the Board for the administration of the Act are paid out of the Geologists Regulation Fund from fees collected for applications, exams, certificates and renewals. The agency has signed a memorandum of agreement with the Board of Engineers and Architects for administrative support and office space.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	0	0	0	0
Cash	24,801	29,684	31,119	44,902
Federal				
Revolving				
<b>Total Operations</b>	24,801	29,684	31,119	44,902
Employees	0	0	0	0

**AGENCY 59 BOARD OF GEOLOGISTS  
PROGRAM 326 BOARD OF GEOLOGISTS**

**PROGRAM OBJECTIVES**

The Board of Geologists is the leader in safeguarding the life, health, property and public welfare of the people of Nebraska. The mission of the Board crosses three primary issues:

1. Licensing qualified professionals – the Board licenses qualified geologists, both by examination and reciprocity with other states. Minimum qualifications are set for education, experience and examination.
2. Enforcement and education – the Board enforces statutes set forth by the legislature, and rules and regulations as promulgated by the Board. The primary enforcement tool is education, both of the professionals it regulates and the public in general.
3. Providing quality services – the Board is committed to providing quality services to other state agencies, to licensed individuals, to those seeking licensure, and to the public.

**PROGRAM DESCRIPTION**

The activities of the Board include processing applications, administering examinations to applicants, establishing licensing procedures, and publication of a roster of professional geologists. The Board investigates any complaint against an unlicensed person or organization practicing geology in violation of the statutory code. All expenses certified by the Board for the administration of the Act are paid out of the Geologists Regulation Fund from fees collected for applications, exams, certificates and renewals. The agency has signed a memorandum of agreement with the Board of Engineers and Architects for administrative support and office space.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	0	0	0	0
Cash	24,801	29,684	31,119	44,902
Federal				
Revolving				
<b>Total</b>	24,801	29,684	31,119	44,902
Employees	0	0	0	0

## **AGENCY 60 NEBRASKA ETHANOL BOARD**

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**DIRECTOR:** Todd Sneller  
4th Floor  
State Office Building  
471-2941

**LEGISLATIVE** Jeanne Glenn  
**FISCAL OFFICE:** 471-0056

**EXECUTIVE** Cindy Miserez  
**BUDGET OFFICE:** 471-4174

### **AGENCY DESCRIPTION**

The Nebraska Ethanol Board's mandate directs it to cooperate with private industry to establish and expand ethanol manufacturing plants in Nebraska and to initiate and support efforts to ensure the viability of the industry in the state. Specific goals include creation of jobs and markets for the state's agricultural production, increasing the tax base and providing the U.S. an environmentally safe source of renewable fuel.

The NEB consists of seven members appointed by the Governor. Four members must be engaged in farming and represent corn, wheat, grain sorghum and general farming. One member must be engaged in general business, one in the petroleum industry and one from organized labor.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General				
Cash	537,344	547,142	465,213	535,708
Federal				
Revolving				
<b>Total Operations</b>	537,344	547,142	465,213	535,708
Employees	4.14	3.98	3.97	4

**AGENCY 60 NEBRASKA ETHANOL BOARD  
PROGRAM 516 - ETHANOL BOARD**

**PROGRAM OBJECTIVES**

- To encourage processing, market development, promotion, distribution, and research on products derived from the manufacture of ethyl alcohol.
- To expand demand for and usage of the state's agricultural production.
- To encourage the production of efficient and less-polluting fuel sources to reduce toxic emissions.
- To retain energy dollars in the Nebraska economy and to increase jobs and tax revenue.
- To develop alternative local outlets for Nebraska's agricultural production.
- To cooperate with private industry to establish ethanol-related production facilities in NE.
- To develop markets, in cooperation with private industry, for products from these facilities.
- To sponsor research in the areas of production as well as industrial and commercial uses for ethanol and its co-products.
- To educate and inform policy makers, regulators and the general public about the benefits of an ethanol industry.

**PROGRAM DESCRIPTION**

The NEB is a cash funded agency. All funds are generated by a 1 ¼ cent per gallon check-off on non-highway fuel tax refunds. NEB activities are managed in five general areas:

- Industry Assistance Program (IAP). Directed at attracting private manufacturing facilities to Nebraska, the expansion of existing facilities and the creation of a favorable climate for continued industry growth in the state.
- Regulatory / Legislative. Participation in the processes of local, state, and federal governing bodies and regulatory agencies.
- Basic Research. Focused on refinements to manufacturing processes and user applications for ethanol and its co-products.
- Education/Promotion Progs. Designed to enhance public awareness of the benefits of ethanol production and use.
- Market Development. Programs to assist in developing and expanding markets for Nebraska produced ethanol and related co-products

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	537,344	547,142	465,213	535,708
Federal				
Revolving				
<b>Total</b>	537,344	547,142	465,213	535,708
Employees	4.14	3.98	3.97	4

# **AGENCY 61 DAIRY INDUSTRY DEVELOPMENT BOARD**

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**ADMINISTRATOR:** Michael Kruger  
 8205 F Street  
 Omaha, NE 68127  
 402-592-3355

**LEGISLATIVE** Jeanne Glenn  
**FISCAL OFFICE:** 471-0056

**EXECUTIVE** Dave Spatz  
**BUDGET OFFICE:** 471-4179

## **AGENCY DESCRIPTION**

The Nebraska Dairy Industry Development Board carries out the duties and responsibilities of the Nebraska Dairy Industry Development Act. This producer-financed self-help program requires a collection of 10 cents per cwt. on all milk commercially produced in the state. The funds are used to finance programs of maintaining and expanding domestic sales of milk and dairy products; develop new products and markets; improve methods and practices relating to marketing or processing of milk and dairy products; and inform and educate consumers of sound, nutritional principals, including the role of milk in a balanced diet.

The board members are appointed by the Governor and are one-half the number of nominees submitted by first purchasers of milk. Each first purchaser shall submit two nominees for each one hundred milk production units from which the purchaser purchases milk. The board is required to meet at least once every six months. Members are not paid but are reimbursed for their expenses.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General				
Cash	1,180,184	1,163,030	1,258,571	1,399,957
Federal				
Revolving				
<b>Total Operations</b>	1,180,184	1,163,030	1,258,571	1,399,957
Employees	0	0	0	0

**AGENCY 61 DAIRY INDUSTRY DEVELOPMENT BOARD  
PROGRAM 114 – DAIRY INDUSTRY DEVELOPMENT BOARD**

**PROGRAM DESCRIPTION**

Nebraska Revised Statute Section 2-3958 R.R.S., 1997, requires a mandatory assessment of 10 cents per hundredweight on all milk produced in the state for commercial use. These funds are administered by the Dairy Board to finance programs of maintaining and expanding domestic sales of milk and dairy products; developing new products and markets; improving methods and practices relating to marketing or processing of milk and dairy products; and informing and educating consumers of sound nutritional principles, including the role of milk in a balanced diet.

The Board contracts with the American Dairy Association of Nebraska and the Dairy Council of Nebraska to assist them in administering their program. The Board also contracts with the Department of Agriculture for the administrative functions of collection and auditing.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Contract History:				
American Dairy Association	1,043,883	1,170,343	577,181	0
Dairy Council of Nebraska	6,603	4,197	0	0
Midwest Dairy Council	0	0	575,716	1,248,708

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	1,180,184	1,163,030	1,258,571	1,399,957
Federal				
Revolving				
<b>Total</b>	1,180,184	1,163,030	1,258,571	1,399,957
Employees	0	0	0	0

# **AGENCY 62 BOARD OF EXAMINERS FOR LAND SURVEYORS**

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**DIRECTOR:** Steven C. Cobb  
 555 N. Cotner Blvd.  
 Lower Level  
 471-2566

**LEGISLATIVE** Doug Gibbs  
**FISCAL OFFICE:** 471-0051

**EXECUTIVE** Gary Bush  
**BUDGET OFFICE:** 471-4161

## **AGENCY DESCRIPTION**

The Board of Examiners for Land Surveyors, created in 1957, consists of four registered surveyors and one lay member appointed by the Governor. The State Surveyor serves as an ex-officio Secretary of the Board. The Board registers land surveyors and enforces state law relating to land surveyors.

The State Surveyor is housed within the offices of the Board of Educational Lands and Funds.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	0	0	0	0
Cash	18,557	17,202	17,369	28,374
Federal				
Revolving				
<b>Total Operations</b>	18,557	17,202	17,369	28,374
Employees	0	0	0	0

**AGENCY 62 BOARD OF EXAMINERS FOR LAND SURVEYORS  
PROGRAM 83 ENFORCEMENT OF STANDARDS**

**PROGRAM OBJECTIVES**

- To examine and provide for the licensure of qualified land surveyors.
- To enforce and administer laws regulating land surveyors in Nebraska.
- To improve the quality of practicing surveyors.

**PROGRAM DESCRIPTION**

The activities of the Board include administering applications for examinations to new applicants, granting registration and reviewing and investigating complaints. The Board's activities are funded by license and examination fees collected from surveyors.

The Board maintains a current roster of all Registered Land Surveyors.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Surveyors registered	310	303	312	309
Applicants examined	39	17	15	15
Complaints received	2	0	0	0

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	0	0	0	0
Cash	18,557	17,202	17,369	28,374
Federal				
Revolving				
<b>Total</b>	18,557	17,202	17,369	28,374
Employees	0	0	0	0

# **AGENCY 63 STATE BOARD OF PUBLIC ACCOUNTANCY**

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**DIRECTOR:** Dan Sweetwood  
290 The Apothecary Bldg.  
471-3595

**LEGISLATIVE** Mike Lovelace  
**FISCAL OFFICE:** 471-0050

**EXECUTIVE** Gary Bush  
**BUDGET OFFICE:** 471-4161

## **AGENCY DESCRIPTION**

Created in 1957, the State Board of Public Accountancy is comprised of eight members appointed by the Governor. Six of the eight members must be certified public accountants and two members must be lay persons. In addition, two certified public accountant members must reside in each Congressional District. The purpose of the Board is to protect the welfare of the citizens of the state by assuring the competency of licensed accountants.

This is accomplished by the following activities:

- 1) Administer the Uniform Certified Public Accountant Examination.
- 2) Issue Certificates and Permits to Practice Public Accountancy to qualified successful examination candidates, CPAs and CPA firms.
- 3) Administer reporting of continuing education programs for licensed CPAs.
- 4) Administer compliance by licensed CPAs with professional standards and investigate registered complaints.
- 5) Respond to inquires from the public, applicants, licensees, consumers, attorneys, and the public and private agencies.
- 6) Support legislation regarding regulation of public accountancy.
- 7) Ensure the Board and office operates in a fiscally responsible manner.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General				
Cash	439,246	381,320	366,664	416,852
Federal				
Revolving				
<b>Total Operations</b>	439,246	381,320	366,664	416,852
Employees	3	3	3	3

**AGENCY 63 STATE BOARD OF PUBLIC ACCOUNTANCY  
PROGRAM 84 ENFORCEMENT OF STANDARDS**

**PROGRAM OBJECTIVES**

---To insure that quality public accountancy is practiced in Nebraska pursuant to the Public Accountancy Act of 1957.

**PROGRAM DESCRIPTION**

The Board issues permits to practice public accountancy to certified public accountants, public accountants, partnerships, limited liability companies and professional corporations; oversees the Certified Public Accountants (CPA) Computerized Based Test (CBT) examination; requires continuing education programs for licensed accountants; monitors compliance by licensed accountants with professional standards and investigates complaints registered with the Board. The Board's operations are financed by registration and permit fees collected.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
CPA examination candidates	166	276	313	310
Complaints registered	18	14	12	12
Certificates revoked	3	5	64**	180**
Formal cease and desist orders	0	0	0	0
Suspensions	1	0	1	0
Other disciplinary actions	5	0	2	3
Number of hearings	9	3	10	10**
CPA permits to practice issued*	1,085	1079	1120	1162
CPA inactive registrations issued	726	686	588	640

\*Biennial licensing period. There are about 2,000 active CPA permit holders in the state.

\*\* Includes certificates of non-renewed inactive registrants from 2001-2007.

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	439,246	381,320	366,664	416,852
Federal				
Revolving				
<b>Total</b>	439,246	381,320	366,664	416,852
<b>Employees</b>	<b>3</b>	<b>3</b>	<b>3</b>	<b>3</b>

## **AGENCY 64 - NEBRASKA STATE PATROL**

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**DIRECTOR:** Col. David A. Sankey  
 Superintendent  
 State Headquarters  
 1600 Highway 2  
 402-479-4931

**LEGISLATIVE** Doug Nichols  
**FISCAL OFFICE:** 402-471-0052  
  
**EXECUTIVE** Joe Wilcox  
**BUDGET OFFICE:** 402-471-4178

### **AGENCY DESCRIPTION**

The Nebraska State Patrol (NSP) is Nebraska’s only statewide full-service law enforcement agency. Serving Nebraska since 1937, NSP performs a wide variety of duties, which include working with communities to improve public safety; enforcing traffic, criminal, and drug laws; investigating crimes; operating the criminalistic laboratory; liquor enforcement; and maintaining the central repository of criminal histories and fingerprints.

The Patrol is divided into the following troop areas: Troop A - Omaha; Troop B - Norfolk; Troop C- Grand Island; Troop D - North Platte; Troop E – Scottsbluff; and Headquarters Troop - Lincoln. Across the state sworn officers and civilian employees provide traffic, investigative, administrative, and support services.

The Nebraska State Patrol is the ninth State Highway Patrol in the nation to become nationally accredited through the Commission on Accreditation for Law Enforcement Agencies (CALEA).

CALEA was formed in 1979 to establish a body of professional standards designed to increase: (1) law enforcement agency capabilities to prevent and control crime; (2) agency effectiveness and efficiency in the delivery of law enforcement services; (3) cooperation and coordination with other law enforcement agencies and with other agencies of the criminal justice system; and (4) citizen and employee confidence in the goals, objectives, policies and practices of the agency.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	51,340,433	53,591,488	56,747,542	54,253,448
Cash	14,329,297	14,978,475	13,729,001	16,560,311
Federal	8,062,584	10,226,739	7,924,994	2,267,865
Revolving	764,100	679,662	859,576	981,746
<b>Total Operations</b>	74,496,415	79,476,364	79,261,112	74,063,370
Employees	721.7	712.7	709.0	730.0

**AGENCY 64 NEBRASKA STATE PATROL  
PROGRAM 100 PUBLIC PROTECTION**

**PROGRAM OBJECTIVES**

--- Umbrella program includes the appropriations for agency operations.

**PROGRAM DESCRIPTION**

Program 100 is a combined appropriation from the Legislature, which is administratively divided among these budget programs:

Program 189 - Command and Support  
 Program 190 - Criminal Investigations  
 Program 195 - Road Operations

Each of the above-noted programs is described in the pages that follow.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	50,829,183	52,048,281	54,103,066	52,660,314
Cash	2,429,423	2,840,784	3,185,942	4,391,029
Federal	4,462,351	6,822,229	4,559,990	157,150
Revolving				
<b>Total</b>	57,720,957	61,711,293	61,848,997	57,208,493
Employees	581.9	573.9	578.6	605.0

**AGENCY 64 NEBRASKA STATE PATROL  
PROGRAM 189 COMMAND AND SUPPORT**

**PROGRAM OBJECTIVES**

- To plan and manage resources to provide professional law enforcement to Nebraska citizens.
- To ensure that the necessary support services are available to Patrol Officers.

**PROGRAM DESCRIPTION**

The Superintendent's Office supervises, manages, and oversees the agency. It sets goals, objectives, policies, procedures, and organizational structure. The office is under the supervision of the Superintendent of Law Enforcement and Public Safety, a Colonel. The second in command is a Lt. Colonel. The Lt. Colonel oversees the Major Divisions of Field, Investigative, and Administrative Services. Additionally, the Lt. Colonel directly supervises Executive Protection, Professional Standards, and Public Information.

The Divisions of Field and Investigative Services are discussed in Programs 190 and 195. The Administrative Services Division is comprised of specialized support services. The responsibility of the Division includes the securing and managing of public and private sector grants and contributions (Grants), Labor Relations, Human Resources, State Patrol Training Academy, Research and Planning, the procurement of goods and services (Purchasing), Accounting, the issuing and inventory of equipment, uniforms, weapons, vehicles and supplies (Supply/Electronic Engineering), Project Management, Combined Law Enforcement Information Network (CLEIN), and Information Technology (IT).

Executive Protection/Capitol Security Division is comprised of 7 sworn officers and 19 civilian employees (See Program 630 for Capitol Security). Executive Protection is charged with the safety and security of the Governor, Supreme Court, Appeals Court, and the Unicameral.

The Professional Standards Division has four components: Accreditation/Inspections/Policy, Internal Affairs, Legal, and Legislative Liaison. As a whole, the Professional Standards Division is tasked with ensuring that the infrastructure of the agency is such that the agency and its employees can perform with a high level of professionalism, thereby providing a high level of public service. The goal of the Division is to ensure uniformity of professional conduct within the agency through the development and deployment of agency policy, the proper application of those policies, an internal inspections process, and an administrative investigation process when alleged misconduct occurs.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	14,750,896	15,699,886	17,213,505	See Footnote
Cash	145,738	688,467	685,747	
Federal				
Revolving				
<b>Total</b>	14,896,634	16,388,353	17,899,253	
Employees	132.9	124.3	122.8	

This program does not receive a separate appropriation. See Program 100 for details.

**AGENCY 64 NEBRASKA STATE PATROL  
PROGRAM 190 CRIMINAL INVESTIGATIONS**

**PROGRAM OBJECTIVES**

---To investigate, detect, and apprehend violators of the criminal and drug statutes, receive and maintain records, files, and systems to identify persons, and provide laboratory services.

**PROGRAM DESCRIPTION**

The Nebraska State Patrol's Criminal Division was first started in the 1950's when uniformed troopers were assigned to investigate crimes. These troopers continued to perform their traffic duties when they were not committed to an investigation. During the 1960's a move was made by the Nebraska State Patrol to assign full time investigators to the newly formed Criminal Division. These investigators were available to assist local police and sheriff's departments in the investigation of crimes ranging from burglaries to homicide. Prior to the full development of the Patrol's Crime Laboratory, investigators were assigned crime vans, which contained many items to perform field testing and preservation of evidence. Currently, officers use more advanced equipment when using one of the agency's five Major Case Unit response trailers housed in troop areas across the state.

The Drug Control Division was created by the Legislature in 1967. Currently, the criminal and drug units are combined within the Investigative Services Division. Sworn officers and non-sworn personnel are assigned a variety of duties within the Division. Alcohol/Tobacco/Gaming Enforcement, Auto Fraud, Hazardous Device Technicians (Bomb Squad), Cold Case Unit, Criminal Identification Division, Domestic Violence/Sexual Assault Awareness Coordination, Internet Crimes Against Children, and Cyber Crimes Task Force are among the various work groups in the Division. Investigative Services also includes the Crime Laboratory, and the Nebraska Intelligence Fusion Center, referred to as the Nebraska Information Analysis Center (NIAC). The NIAC operates the Nebraska Statewide Crime Stoppers program.

To become an investigator, Troopers must first serve in the uniformed Patrol Division. Selection of investigators is then made from those ranks. These investigators are stationed throughout Nebraska in strategic locations to enable them to respond to emergencies and investigative requests anywhere in the state. Crime scenes are investigated by sworn officers using many of the latest technological advancements in evidence identification and collection. The agency has experienced polygraph examiners stationed throughout the state to support investigative efforts of the NSP and local law enforcement agencies. A priority for the Investigative Services Division is investigating and responding to cyber-attacks against state and local computer networks which are recognized as critical infrastructure to government.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	12,729,313	12,687,686	12,328,150	See Footnote
Cash	1,873,396	1,619,413	2,012,985	
Federal	3,315,747	5,801,276	3,903,814	
Revolving				
<b>Total</b>	17,918,456	20,108,375	18,244,948	
Employees	173.4	178.6	188.0	

This program does not receive a separate appropriation. See Program 100 for details.

**AGENCY 64 NEBRASKA STATE PATROL  
PROGRAM 195 ROAD OPERATIONS**

**PROGRAM OBJECTIVES**

---Enforcement of Nebraska's motor vehicle laws to promote highway safety.

**PROGRAM DESCRIPTION**

The Field Services Division encompasses two budgetary programs: Program 195 Road Operations and Program 205 Carrier Enforcement. Program 195 is described below.

Traffic Enforcement is the largest area of responsibility for Field Services. The objective is to promote highway safety through enforcement of Nebraska motor vehicle laws. Uniformed troopers assigned to six Troop Areas patrol more than 10,000,000 miles of Nebraska roadways. By leveraging technology such as real time crash data and analyzing calls for service, troopers are placed in areas where they can be most effective. Computer Aided Dispatch (CAD) is employed to send troopers on calls for service and a Records Management System (RMS) and digital in-car cameras documents their actions. Electronic citations and accident reports are issued by the trooper utilizing the Mobile Data Computer (MDC) and communications are expanded through a new statewide radio system.

The Police Service Dog Division utilizes Dual Purpose police dogs. Dual Purpose police dogs are trained in detection work, either drug or explosives, and patrol work. Patrol work incorporates a number of tasks, including handler protection, tracking, criminal apprehension, building and area searches, evidence recovery, and tactical operations.

The Aviation Support Division (Air Wing) consists of five officers and a civilian mechanic, and it operates four aircraft and a helicopter. Two aircraft are located in Ogallala, and two aircraft and the helicopter are located in Lincoln. The Air Wing's duties include the transportation of agency personnel, search and rescue, surveillance, and photography.

The Community Policing Division is a partnership between law enforcement agencies and the communities they serve. Troopers within the division work closely with schools, businesses, organizations and groups to focus on crime prevention and fatality reduction efforts.

The Communications Division has six centers located in Lincoln (Headquarters), Omaha, Norfolk, Grand Island, North Platte, and Scottsbluff. Communication Specialists, formally known as Dispatchers, staff these communications centers 24 hours a day, 7 days a week.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	23,113,946	23,660,709	24,561,411	See Footnote
Cash	410,289	532,903	487,210	
Federal	1,146,605	1,020,953	656,176	
Revolving				
<b>Total</b>	<b>24,670,839</b>	<b>25,214,565</b>	<b>25,704,796</b>	
Employees	275.6	271.1	267.8	

This program does not receive a separate appropriation. See Program 100 for details.

**AGENCY 64 NEBRASKA STATE PATROL  
PROGRAM 205 CARRIER ENFORCEMENT**

**PROGRAM OBJECTIVES**

- Enforcement of weight and commercial license laws as an aid to maintain roadways.
- Inspection and Enforcement of federal motor carrier safety laws.

**PROGRAM DESCRIPTION**

The Carrier Enforcement Division is part of the State Patrol's Field Services Division. Carrier Enforcement has undergone many changes since its inception in 1954 as the Department of Roads Scales Section. Carrier Enforcement operates the permanent and portable scales to promote public safety, to preserve and protect the State highways and bridges, prevent immoderate and destructive use of the highways, and to enforce the Motor Vehicle Registration Laws and Federal Motor Carrier Safety Regulations.

Carrier Enforcement has the responsibility for enforcing the law relating to trip permits (fuel, reciprocity). Carrier Enforcement also acts as an agent for the Department of Revenue (fuel) and the Department of Motor Vehicles (reciprocity) in collecting trip permit fees. The fees are remitted to the State Treasurer and placed in the Highway Cash Fund. Carrier Enforcement enforces Federal and State laws prohibiting the use of dyed fuels (untaxed) in motor vehicles.

Carrier Enforcement has the responsibility for enforcing the law relating to size, weight, load, hazardous materials regulations, motor carrier safety regulations, driver's licenses, grain buyers licenses, and registration of buses, motor trucks, trailers, truck-tractors, semi-trailers, and towed vehicles. There are 11 permanent weigh stations and 32 portable scale units.

Carrier Enforcement utilizes statewide Metropolitan Aggressive and Preventive Selectives (MAPS). The MAPS team conducts inspections on commercial vehicles that normally do not travel outside the cities, or pass through the weigh stations. The Traffic Recording and Criminal Software (TraCS) system allows documents to be electronically uploaded into the pertinent databases.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	6,552,111	6,824,585	6,798,756	7,319,388
Federal	2,930,049	2,649,667	2,696,235	2,110,715
Revolving				
<b>Total</b>	9,482,160	9,474,252	9,494,991	9,430,103
Employees	102.7	103.2	100.7	103.0

**AGENCY 64 NEBRASKA STATE PATROL  
PROGRAM 325 OPERATIONAL IMPROVEMENTS/OPERATIONS**

**PROGRAM OBJECTIVES**

---To monitor the Public Safety Cash Fund and the Drug Control and Education Cash Fund.

**PROGRAM DESCRIPTION**

This program is the budgetary program through which funds from the Public Safety Cash Fund and the Drug Control and Education Cash Fund may be expended. The funds shall not be expended from any other budget programs, except that the Public Safety Cash Fund may also be expended from Program 575, for the purpose of providing the required state match for federal Byrne Act grants, and from Program 850, for the Nebraska Public Safety Communication System project.

The Public Safety Cash Fund receives funds from the U.S. Department of Justice Asset Forfeiture Program (drug money). The Drug Control and Education Cash Fund receives a portion of the drug tax proceeds imposed under state law.

As funds become available, the Superintendent of Law Enforcement and Public Safety is to submit a proposed list of projects in writing to the Budget Division of the Department of Administrative Services, which forwards them to the Governor for approval or rejection.

Items purchased under this program include equipment, training, and aircraft. In 2011, funds were appropriated so the Patrol could adopt a three-year computer replacement program. Funds were also appropriated so the Patrol could update various Sergeant Area Facilities (duty stations) throughout the state and collocate them with the Department of Roads.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	1,470,721	1,266,718	932,195	1,814,550
Federal				
Revolving				
<b>Total</b>	1,470,721	1,266,718	932,195	1,814,550
Employees	0	0	0	0

**AGENCY 64 NEBRASKA STATE PATROL  
PROGRAM 575 BYRNE GRANTS**

**PROGRAM OBJECTIVES**

- To investigate illegal drug activity.
- To apprehend drug offenders, particularly in rural parts of the state.
- To prevent illegal drug use through anti-drug abuse education in schools.

**PROGRAM DESCRIPTION**

This program contains the expenditure information for the funds received under the federal Byrne Grant Program also called Byrne/JAG (Justice Assistance Grant). Funds are expended in this program but are appropriated to the Nebraska Commission on Law Enforcement and Criminal Justice (Crime Commission) in Program 210, State Agency Byrne Grants.

The purpose of Byrne Grants are to assist states and units of local government by funding specific programs which offer a high priority of improving the criminal justice system in the areas of drug arrests, drug activity, and violent crime. Agencies seeking these federal funds are required to provide a match of 25%. The Patrol's required match is provided through the Public Safety Cash Fund.

Byrne/JAG funds are used by the State Patrol for the Mid and Upper Level Enforcement (MULE) Task Force. MULE provides for statewide drug and violent crime enforcement. Efforts are coordinated with multijurisdictional task forces comprised of local law enforcement agencies which are also funded with Byrne/JAG funds.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				See Narrative
Cash	254,874	206,756	261,142	
Federal	670,184	754,843	668,769	
Revolving				
<b>Total</b>	925,057	961,599	929,910	
Employees	14.0	12.0	8.3	

**AGENCY 64 NEBRASKA STATE PATROL  
PROGRAM 630 STATE CAPITOL SECURITY**

**PROGRAM OBJECTIVES**

- To provide security within the State Capitol and capitol grounds.
- To provide security in buildings other than the State Capitol.

**PROGRAM DESCRIPTION**

The newest division within the State Patrol is the Executive Protection and State Capitol Security Division. It was merged into the State Patrol in 2004.

Security is provided for officials in the capitol complex area, which includes the State Capitol, State Office Building, Information Services Building, Executive Building, and Governor's Residence.

The State Capitol Security Division also monitors facilities for the Lincoln Regional Center, Department of Roads, State Treasurer, Secretary of State, Health and Human Services (Lincoln, Hastings, Grand Island, and North Platte), Whitehall Complex for the Department of Correctional Services, and the State Patrol Crime Lab.

In all, the State Capitol Security Division monitors 48 buildings and eight parking facilities in the greater Lincoln area. Duties also include the documentation of reported and observed incidents and parking enforcement.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	301,109	437,645	391,071	242,689
Cash	0	0	0	0
Federal	0	0	0	0
Revolving	764,100	679,662	859,576	981,746
<b>Total</b>	1,065,209	1,117,307	1,250,647	1,224,435
Employees	20.3	19.9	19.0	21.0

**AGENCY 64 NEBRASKA STATE PATROL  
PROGRAM 850 NEBRASKA PUBLIC SAFETY COMMUNICATION SYSTEM**

**PROGRAM OBJECTIVES**

---To provide a statewide public safety radio communication system to allow public safety personnel to communicate across the state.

**PROGRAM DESCRIPTION**

In October 2008, Motorola, the Office of the Chief Information Officer (OCIO), and the Nebraska Public Power District (NPPD) began construction of a new statewide communications system for use by the Nebraska State Patrol, Nebraska Fire Marshal’s Office, Game and Parks, the Department of Roads, and NPPD. The new digital trunked radio system replaced an analog low-band radio system that served the Patrol since 1946. This new system is a Very High Frequency (VHF) high-band mobile radio system using internet protocol and the latest in technology to provide both voice and data transmissions. The new radio system has been designed to permit interoperability between state agencies and NPPD.

Each patrol unit has been outfitted with a VHF high tier mobile radio and a digital vehicle repeater that works in conjunction with Motorola’s new APX7000 portable radio. The multiband capability of the APX radio will also open the door to many new opportunities for interoperability with local users. The APX radio has an emergency button that will enhance officer safety. When pushed, the officer’s identity and eventually the GPS location will be transmitted to the dispatcher so immediate assistance can be dispatched. Pushing the emergency button also means that the officer will have top priority on the radio system, preempting all other radio traffic until the emergency no longer exists.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	210,141	1,105,563	2,253,404	1,350,445
Cash	3,622,169	3,839,632	2,550,967	3,035,344
Federal				
Revolving				
<b>Total</b>	3,832,310	4,945,195	4,804,371	4,385,789
Employees	2.9	3.8	2.5	1.0

## **AGENCY 65 DEPARTMENT OF ADMINISTRATIVE SERVICES**

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<b>DIRECTOR:</b>	Carlos Castillo, Jr. Capitol Room 1315 471-2331	<b>LEGISLATIVE FISCAL OFFICE:</b>	Scott Danigole 471-0055 (Programs 49, 101, 169, 170, 171, 172, 173, 180, 509, and 567)  Phil Hovis 471-0057 (Programs 560, 573, 672, 673, and 685)  Kathy Tenopir 471-0058 (Programs 535, 536, 591, 592, 593, 594 605, 606 and 608)
		<b>EXECUTIVE BUDGET OFFICE:</b>	Gary Bush 471-4161

### **AGENCY DESCRIPTION**

State Statute 81-101 establishes the Department of Administrative Services to aid the Governor in the execution and administration of the civil administration of the laws of the State. The agency's vision is to be a value-adding partner with their customers; providing services and strategies that improve the quality and cost effectiveness of public services. The Department's mission is to provide expertly managed services to their customers that maximize the efficiency of state government.

The Department fills the role of providing managerial services for state government. These functions are coordinated by the agency director through various divisions—Accounting, Budget, Building, Employee Relations, Materiel, Personnel, Risk Management, Task Force for Building Renewal and Transportation Services Bureau. The director's cabinet is made up of the division administrators. Organizationally, the Department also includes the Office of the Capitol Commission, created by LB439 [2004], and Office of the Chief Information Officer, created by LB921 (2006), but these divisions report directly to the Governor and not to the Director of Administrative Services.

**AGENCY 65 DEPARTMENT OF ADMINISTRATIVE SERVICES CONT'D.**

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
<b>OPERATIONS:</b>				
General	7,921,639	9,891,002	10,593,144	7,638,096
Cash	6,078,331	7,560,153	1,731,028	1,634,132
Federal	502,552	0	315,693	9,124
Revolving	155,093,528	165,642,315	172,550,089	187,665,424
<b>Total Operations</b>	169,596,050	183,093,470	185,189,954	196,946,776
<b>STATE AID:</b>				
General	17,087	43,744	0	0
Cash	2,500,000	2,500,000	2,500,000	2,500,000
Federal	215,494	3,104,003	2,497,528	197,960
<b>Total State Aid</b>	2,732,581	5,647,747	4,997,528	2,697,960
<b>TOTAL FUNDS:</b>				
General	7,938,726	9,934,746	10,593,144	7,638,096
Cash	8,578,331	10,060,153	4,231,028	4,134,132
Federal	718,046	3,104,003	2,813,221	207,084
Revolving	155,093,528	165,642,315	172,550,089	187,665,424
<b>Total Budget</b>	172,328,631	188,741,217	190,198,482	199,644,736
Employees	577.65	565.20	554.10	554.10

**AGENCY 65 DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 49 DEPARTMENTAL ADMINISTRATION**

**PROGRAM OBJECTIVES**

- Provide leadership for AS divisions and state government.
- Facilitate implementation of the Governor's initiatives on efficient and effective government.
- Provide central administration for AS divisions.

**PROGRAM DESCRIPTION**

The AS Director is responsible for directing central administration of the State through the appropriate divisions. The duties and responsibilities include preparation of the executive budget; execution and management of the approved budget; identification of surveys and studies for the purpose of improving administrative procedures, methods and organization; design and maintenance of an accounting system including approval of all vouchers and issuance of all warrants; review and approval of financing agreements; operation and allocation of buildings; mailing, messenger, printing/copying services, purchasing services, transportation services; recruitment, training and personnel issues; employee health insurance programs; representation as chief negotiator in the labor negotiations; supervision of risk management; and planning, review and preparation of a state capital construction budget. These duties and responsibilities are delegated to the AS divisions as appropriate and defined within statutes.

The director has the responsibility for policies and initiatives that impact statewide operations and plays a key role in making decisions in the interest of economy and efficiency in government. The director's division provides guidance in establishing and implementing a business and strategic plan as a tool for improving the quality and effectiveness of public services.

Additionally, through a division known as Central Services, the director's office provides central management services for the agency. Central Services is made up of three areas – legal, human resources and finance.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	0	0	0	0
Cash	0	0	0	0
Federal	0	0	0	0
Revolving	2,027,072	2,072,812	1,965,960	2,086,632
<b>Total</b>	2,027,072	2,072,812	1,965,960	2,086,632
Employees	26.51	24.79	26.03	29

**AGENCY 65 DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 101 OFFICE OF THE CHIEF INFORMATION OFFICER**

**PROGRAM OBJECTIVES**

The purpose of the Office of the Chief Information Officer is to provide leadership and coordination in the area of information technology to implement the policies of the Governor and Legislature and support the work of the Nebraska Information Technology Commission (NITC) and its Councils.

The CIO is appointed by the Governor and confirmed by the Legislature. The Governor has established four Enterprise Information Technology Principles that guide the CIO's work:

- The state's IT policy and operational groups need to work in concert with one another;
- There must be a unified technology strategy for all of state government;
- The State of Nebraska must eliminate duplication of IT expenditures and services, lower costs through enterprise purchases and agreements, and provide more efficient and effective ways for delivery of services to our citizens;
- IT must expand access to government by citizens, encouraging greater civic involvement.

The CIO is also responsible for the Intergovernmental Data Services Program (Program 170), the Information Management Services Division (Program 172), the Division of Communications (Program 173), and the Public Safety Communications System (Program 245).

Program 101 provides staffing and operational support for the NITC and five councils that coordinate policies and activities. The five councils are the Community Council, Education Council, eHealth Council, GIS Council, and State Government Council.

**Objectives of the NITC include:**

- Support the development of a robust statewide telecommunications infrastructure that is scalable, reliable, and efficient;
- Support information technology use to enhance community and economic development;
- Promote the use of information technology to improve the efficiency and delivery of governmental and educational services;
- Ensure the security of the State's data and network resources and the continuity of business operations;
- Promote effective planning, management and accountability regarding the State's investments in information technology.

**PROGRAM DESCRIPTION**

The Chief Information Officer performs the following major functions:

- Assists the NITC in preparing the annual Statewide Technology Plan;
- Provides administrative support for the NITC and its Councils;
- Assists the NITC in developing policies, standards, guidelines, and architectures for information technology;
- Organizes and facilitates ad hoc groups on specific technical issues;
- Coordinates information technology projects that impact multiple agencies and entities;
- Organizes technical reviews of grant applications and budget requests for information technology, and makes recommendations to the Governor and Legislature;
- Implements a strategic, tactical, and project planning process for information technology that is tied to the budget process;
- Implements a project status reporting process for major IT projects and provides annual summaries to the Governor and Legislature;
- Establishes and maintains an information technology clearinghouse for the NITC;
- Encourages annual security audits of the State's computer network;

**AGENCY 65 DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 101 OFFICE OF THE CHIEF INFORMATION OFFICER, CONT'D.**

- Provides K-12 and higher education entities access to Network Nebraska as well as bidding for equipment and filing aggregated E-rate applications, if requested.

**Performance Measures (Section 86-524):**

The Office of the CIO/NITC provides a biennial progress report to the Legislature. This report, the Statewide Technology Plan, and extensive information about the NITC and its councils are available on the NITC website ([www.nitc.ne.gov](http://www.nitc.ne.gov)). Major accomplishments include the following:

- The Statewide Technology Plan has been an effective means for identifying key projects, building stakeholder support, coordinating efforts, and communicating with stakeholders.
- The 2012 Statewide Technology Plan identified eight strategic initiatives on which to focus. The eight initiatives are Network Nebraska, Community IT Planning and Development, eHealth, Public Safety Communications System, Digital Education, State Government Efficiency, E-Government, and Security and Business Resumption.
- The NITC website ([www.nitc.ne.gov](http://www.nitc.ne.gov)) serves as an information clearinghouse, providing a wide range of information on information technology infrastructure and activities taking place in the State.
- In 2006 the Legislature enacted LB 1208, which provided the authority and financial incentives for developing a statewide education network called Network Nebraska. Statewide implementation was largely completed by August 2009, but new education entities have opted to participate each successive year, with participation in excess of 250 K-12 and higher education entities in 2012. The OCIO has taken care to implement Network Nebraska in such a way as to preserve K-12 schools' eligibility for federal Universal Service Funds.
- The NITC and CIO staff worked with the Nebraska Hospital Association and other partners to create the Nebraska Statewide Telehealth Network (<http://www.netelehealth.net>).
- The NITC received \$6,837,180 in funding for the State HIE Cooperative Agreement program from the Office of the National Coordinator for Health IT, Department of Health and Human Services on March 15, 2010. This is a four-year grant.
- The NITC has facilitated the development of a technical architecture by adopting policies, standards and guidelines on the following topics: accessibility, data and information, e-government, groupware, networks, and security.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	450,610	424,798	265,475	347,313
Cash	0	0	0	0
Federal	216,606	3,104,003	2,565,824	207,084
Revolving	0	0	0	0
<b>Total</b>	667,216	3,528,802	2,831,299	554,397
Employees	3.91	3.22	3.0	3.5

**AGENCY 65 DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 169 FEDERAL LIAISON**

**PROGRAM OBJECTIVES**

---The federal liaison acts as a focal point for federal issues which affect the operations, regulations, statutory responsibilities and funding for the State.

**PROGRAM DESCRIPTION**

The federal government is a partner in funding programs and initiatives in the State of Nebraska. Additionally, laws enacted by the federal government are often enforced at the state level. The program's budget administered by Administrative Services consists of travel costs for the Governor appointed federal liaison.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	6,931	5,066	6,839	3,500
Cash	0	0	0	0
Federal	0	0	0	0
Revolving	0	0	0	0
<b>Total</b>	6,931	5,066	6,839	3,500
Employees	0	0	0	0

## **PROGRAM 170 OFFICE OF THE CHIEF INFORMATION OFFICER -- NEBRASKA INTERGOVERNMENTAL DATA SERVICES PROGRAM**

### **PROGRAM OBJECTIVES**

- Provide an efficient and reliable statewide network that connects county government to the state network to improve the service and efficiency of data exchange between state and local government;
- Provide cost-effective IT computing solutions and IT support services to state agencies and county offices;
- Facilitate shared services through IT solutions and field support services;
- Drive operational efficiency through the use of new technologies, consolidation, virtualization and innovative processes.

### **PROGRAM DESCRIPTION**

The Intergovernmental Data Services Program (IDSP), under the Office of the Chief Information Officer (OCIO), operates and manages a statewide network infrastructure that links county governments and state agencies, including a large number of the IBM i-Series servers (formerly AS/400s), personal computers, thin client devices and printers. The primary purpose of this shared network is to improve the quality of data and access to information, streamline agency operations and reduce costs. Two major applications the IDSP Program supports are the Nebraska Department of Motor Vehicles' Vehicle Title and Registration (VTR) and the Supreme Court's automated case management system (JUSTICE) that serves County and District Courts.

Major services include:

- The IBM i-Series servers (AS/400) located in many county seat or centralized systems connected to the State's data communications network and mainframe computers. Specific uses of the system include:
  - Issue and collect taxes and fees for 100% of vehicle titles and registrations in the State, with instantaneous update to a central database.
  - Automate the County and District Courts via the implementation and use of the Judicial Users System to Improve Court Efficiency (JUSTICE) system.
  - Support multiple third-party essential applications in use by counties.
  - Support interfaces that provide current information to the State's child support enforcement efforts at DHHS, vehicle data to DMV for use by law enforcement across the State, and driver's license images for use by law enforcement.
- IT computing solutions that consist of over 2,000 devices, including personal desktop and laptop computers, thin client devices and dot matrix and laser printers.
- Field Support Services that provide the onsite installation, and the ongoing support/maintenance/repair of the product and services.
- Support for the Department of Motor Vehicles with its IT needs, including computing devices, network connectivity, printing solutions, etc.
- Support for the Nebraska Supreme Court with its IT strategic initiatives, including computing devices, courtroom digital records, e-filing, e-payment, desk video conferencing, etc.

**AGENCY 65 DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 170 OFFICE OF THE CHIEF INFORMATION OFFICER --  
NEBRASKA INTERGOVERNMENTAL DATA SERVICES PROGRAM, CONT'D.**

<b><u>STATISTICS</u></b>	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Application installations				
VTR	93 counties	93 counties	93 counties	93 counties
JUSTICE (county courts)	93 counties	93 counties	93 counties	93 counties
JUSTICE (district courts)	92 counties	92 counties	92 counties	93 counties
Third Party Applications				
number of counties	57	57	58	60
number of applications	15	17	20	20
total installations	342	345	350	350
IBM i-Series / AS/400 Terminals	105	105	84	60
Thin Client Terminals	358	370	380	385
Personal Desktop Computers	500	574	570	570
Laptops/Tablets	173	175	180	190
Printers	1,015	840	860	870
Number of counties choosing to purchase their own AS/400 instead of using the State's shared service	28	26	25	25

<b><u>BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	0	0	0	0
Cash	0	0	0	0
Federal	0	0	0	0
Revolving	2,248,197	2,654,116	2,470,091	2,894,412
<b>Total</b>	2,248,197	2,654,116	2,470,091	2,894,412
Employees	4.18	3.99	3.92	4.00

**AGENCY 65 DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 171 MATERIEL DIVISION**

**PROGRAM OBJECTIVES**

- Manage the State Purchasing Bureau; contract for materials, supplies and equipment; assist in implementation of service contracts for agencies, address vendor issues and concerns; work with other agencies towards implementation of program efficiencies.
- Manage the Printing Services; enhance and expand the availability of their high quality and cost effective printing services to state agencies and other political sub-divisions. In cooperation with agencies review usage history, anticipated future demands and the nature of their document copy needs to develop plans for more economical and efficient assignment and utilization of copiers and services provided.
- Manage State Surplus Property; ensure compliance with statutes pertaining to disposition of state/agency property through transfers, auctions, and management of disposal requests, and also monitoring of trade-ins of state property to identify the most advantageous outcome for the state; regulate, and manage all state property through the Payroll & Financial Center Fixed Asset Module  
Module; effectively advertise auctions and property availability to eligible political division and to the greatest extent possible to general public to increase state funds.
- Manage Mail Room/Dock; provide mailing services to agencies while ensuring high level, quality service at reduced costs to the State (e.g., due to volume, pre-sort, etc.); provide interagency mail service to state agencies, University of Nebraska-Lincoln, City-County Building and other areas as required; receive and distribute packages and mail to agencies.
- Manage Office Supply Bureau; implementation of a stockless office supply program provides a multitude of quality office supplies to agencies at competitive pricing, usually with next day delivery. Maintain inventory of forms, paper, and boxes with delivery in 24 to 48 hours.
- Manage Recycling Program; ensure recycled items are considered in the procurement of materials, promote recycling throughout the State and within agencies.

**PROGRAM DESCRIPTION**

State Purchasing Bureau is responsible for purchasing and/or contracting for all materials, supplies and equipment as requested by state agencies in a manner that ensures maximum competition, equity to the vendor and value to the taxpayer. State Purchasing Bureau assists in implementation of service contracts for agencies and addresses vendor issues and concerns.

State Printing Services is responsible for providing a quality, economical and efficient source of solutions for state agencies' printing needs. Copy Services provides agencies with the necessary equipment and services to meet their copying and duplicating needs. Laminating, small binding jobs, and CD duplication are also services offered in this program.

The State Surplus Property operation is responsible for managing sales and/or disposal of property no longer required or used by state agencies. Surplus Property is also responsible for the monitoring and maintenance of the Payroll & Financial Center Fixed Asset Module. These operations ensure such property is accounted for, recycled, disposed of and/or sold in accordance with the statutory provisions governing such activity and promote the efficient recording and utilization of state property.

The Central Mail Center provides interoffice and outgoing mail services to state agencies in a timely and cost effective manner. Delivery and pick up is provided in the Lincoln area offices, and coordination of the leasing of mailing equipment via statewide contract is under this division's direction.

**AGENCY 65 DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 171 MATERIEL DIVISION, CONTD.**

Office Supply Bureau provides quality office supplies to state agencies at economical and competitive prices through volume contracting. Supplies are delivered in a timely manner, and orders can be placed through the Office Supply Bureau, if the agency is not set up to do on-line ordering.

The State Recycling Program promotes purchasing recycled or remanufactured products and monitors the recycling efforts of all state agencies. They are also responsible for researching new markets of recycled products. The disposition of recycled material is also under their direction.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	0	0	0	0
Cash	43,378	84,165	19,687	63,711
Federal	0	0	0	0
Revolving	18,331,207	17,169,040	17,474,528	21,423,376
<b>Total</b>	18,374,585	17,253,206	17,494,215	21,487,087
Employees	65.18	61.02	60.82	146.00

**AGENCY 65 DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 172 OFFICE OF THE CHIEF INFORMATION OFFICER --  
INFORMATION MANAGEMENT SERVICES DIVISION**

**PROGRAM OBJECTIVES**

- Provide enterprise computing systems and application development services for state government;
- Provide general administrative support for the Office of the CIO;
- Provide planning and project management services for the Office of the CIO and state government;
- Provide help desk, shared services, and other technology support services for state government;
- Provide centralized email and related services to state government.

**PROGRAM DESCRIPTION**

Nebraska State Statutes Chapters 81-1116 and 81-1117 contain the primary statutory authority that describes the functions that the Office of the CIO is to perform through Program 172. It is under this authority that the Office of the CIO provides centralized, coordinated and efficient information technology services to state agencies and helps prevent the duplication of computer equipment and applications in state government. These statutes also authorize the Office of the CIO to charge for services rendered and establish a Data Processing Revolving Fund from which expenditures are made.

Major services include:

- Large-scale, mainframe computing and high-volume transaction processing. These systems provide critical services to thousands of Nebraskans 24 hours per day, 7 days per week.
- Large-scale database services. Database management services supports major applications for accessing data that our clients have entrusted to us for safe and secure storage. This information is contained in several thousand data tables and indexes.
- Operations support. The Operations Area provides monitoring, troubleshooting and problem resolution for all computing platforms and networks. Operations staff members are on duty 24 hours per day, 365 days per year to assure that any problems are immediately addressed.
- Applications Solutions designs, builds and maintains software applications for state agencies. These applications are custom-developed on several technology platforms to satisfy agency requirements. In addition, Applications Solutions integrates packaged applications into the state-computing infrastructure and works with the vendor to keep the applications up to date. Some of the critical applications supported by this group include the State of Nebraska's tax collection systems, Public Assistance programs, Medicaid programs, and Child Support collections. The entire portfolio consists of approximately 191 software applications, which includes 10,000 programs supporting 14 state agencies.

**AGENCY 65 DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 172 OFFICE OF THE CHIEF INFORMATION OFFICER --  
INFORMATION MANAGEMENT SERVICES DIVISION, CONT'D**

- Utilizing a software development methodology incorporating best practices derived from the industry's most successful software development and delivery models, the OCIO [http://its.ne.gov/tech\\_serv/web\\_support\\_design/](http://its.ne.gov/tech_serv/web_support_design/) - # Web Development Team works with Nebraska state government agencies, divisions, and boards to rapidly develop web-based systems and websites. The OCIO Web Development Team's approach is to provide our customers with results quickly, by using frameworks, reusable components, standard API's (Application Programming Interfaces), teamwork, collaboration, version control, and functional prototypes. The Web Team also takes an iterative development approach to further define business requirements and ultimately provide a fully functional Internet-based system. The Web Development Team uses specialized tools for the rapid development of both Internet-based systems and websites utilizing technologies such as HTML, Cascading Style Sheets, JavaScript, Java, .Net, SharePoint, PHP, ODBC, JDBC, LDAP, and XML, among others.
- [http://its.ne.gov/tech\\_serv/help\\_desk/](http://its.ne.gov/tech_serv/help_desk/) - # The Office of the CIO Help Desk provides a single point of contact for reporting and tracking problems and requests for service. The Office of the CIO Help Desk is available from 7:00 AM to 5:30 PM (Central time), Monday through Friday, with the exception of state holidays. During non-business hours, callers are transferred to the Operations Area, which is on duty at all times.
- [http://its.ne.gov/tech\\_serv/email/](http://its.ne.gov/tech_serv/email/) - # The Open Systems team in Network Services provides the centralized e-mail system for Nebraska state government using Microsoft Exchange Server technology. This service provides for secure transmission of e-mail between all users in the system; regular backup of e-mail; gateway-based blocking of viruses and spam; and provides a unified e-mail directory. The same team provides desktop video conferencing, secure e-mail and an internet fax service. All of these services are reflected in the budget for Program 172.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Monthly CICS transactions	81,775,493	94,203,597	107,902,278	122,310,846
Monthly web hosting transactions	25,453,535	43,703,695	47,042,857	51,747,142
Monthly Help Desk tickets	4,606	4,139	5,917	6,300
Web Applications Hosted (as of 6/30)	40	48	53	60
Applications Development				
Total Hours expended	234,124	258,417	263,743	254,414
Exchange Email Accounts	16,502	16,775	16,775	16,775
Secure Email Accounts (avg. monthly)	6,965	6,531	7,140	7,200
Office Communication Server (OCS) Users	2,715	4,028	4,457	5,000
Internet fax transactions (monthly)	50,991	75,000	115,000	120,000

**AGENCY 65 DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 172 OFFICE OF THE CHIEF INFORMATION OFFICER --  
INFORMATION MANAGEMENT SERVICES DIVISION, CONT'D**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	0	0	0	0
Cash	0	0	0	0
Federal	0	0	0	0
Revolving	36,843,816	43,370,413	43,749,013	47,102,070
<b>Total</b>	36,843,816	43,370,413	43,749,013	47,102,070
Employees	202.29	190.66	187.96	211.00

**AGENCY 65 DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 173 OFFICE OF THE CHIEF INFORMATION OFFICER --  
DIVISION OF COMMUNICATIONS**

**PROGRAM OBJECTIVES**

- Develop efficient and reliable telecommunications network systems for joint use by state agencies and political subdivisions.
- Effect consolidation and joint use of existing network facilities owned by the state.
- Coordinate all network functions and activities of state government.
- Develop and identify opportunities in the field of telecommunications and networking.

**PROGRAM DESCRIPTION**

The Office of the CIO delivers efficient, economical and reliable telecommunications service to state government and political subdivisions. This program includes any transmission by wire, radio, optical, or other electromagnetic systems. Cash fund revenue is derived from user charges paid by political subdivisions.

Major services include:

- Data Networks - Responsible for specialized services including network security, video conferencing, VPN support, DNS support, encryption and network design for agencies. This group manages the State's wide area network. LB 1208 (2006) which establishes a statewide distance education network is a new responsibility for this functional area.
- Open Systems - Responsible for all desktop and server support services. This area also provides virtual server technology, storage and back up services, enterprise email and messaging, internet fax and a central data center for housing servers. (The budget and statistics for email, Internet Fax, and Office Communication Services is reflected in Program 172.)
- Field Services - This area involves two functions: a) installation, maintenance and specification of all wire and cabling in and between State buildings and facilities; and b) support to the desktop for agencies, which includes hardware and software support.
- Public Safety Wireless – Functions include radio, frequency spectrum management and annual radio contracts, as well as project management for statewide radio systems.
- Voice and Wireless Services - Responsible for the voice network including long distance, calling cards, IVR's, voice processing/voice mail, local service, and telecommunications equipment purchases.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Data Circuits (statewide)	1,100	1,079	1,068	1,070
Wireless Minutes of Usage (monthly)	1,400,000	1,240,000	1,240,000	1,200,000
Toll Minutes of Usage (monthly)	1,100,000	1,410,000	1,410,000	1,450,000
Toll Free Minutes of Usage (monthly)	910,000	1,210,000	2,000,000	3,500,000
SAN Storage (GB) (monthly)	22,568	54,804	103,000	150,000
Backup (GB) (monthly)	14,251	29,307	56,000	75,000
Data Center (Rack Units)	616	750	800	850
Citrix and VPN Remote Access	235	250	275	295
Managed Antivirus	2,526	2,608	2,700	500
Managed Domain Service	609	844	953	1,000
Distance Education participants	231	231	244	252

**AGENCY 65 DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 173 OFFICE OF THE CHIEF INFORMATION OFFICER --  
DIVISION OF COMMUNICATIONS (CONT.)**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	0	0	0	0
Cash	3,018,519	5,695,793		0
Federal	404,000	0	247,397	0
Revolving	24,617,973	27,480,067	34,978,801	32,303,647
<b>Total</b>	28,040,492	33,175,860	35,226,197	32,303,647
Employees	33.62	33.19	32.07	41.00

**AGENCY 65 DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 180 TRANSPORTATION SERVICES BUREAU (TSB)**

**PROGRAM OBJECTIVES**

- Provide all state agencies, boards and commissions with access to reliable, economical state-owned transportation, by efficiently maintaining and operating a fleet of motor vehicles.
- Provide management, services and guidance in utilization and operation of both state and privately owned vehicles used for official travel.
- Monitor the transportation requirements of the State and maintain records.
- Develop specifications for statewide contracts for motor vehicles and approve the purchase of state-owned passenger carrying motor vehicles.

**PROGRAM DESCRIPTION**

The Bureau consists of three operating sections: administration, vehicle maintenance, and motor pools. All three sections are under a single budget program. Revolving funds for the program are derived from mileage, rental and leasing charges paid by agencies, boards and commissions utilizing the TSB Fleet. The Bureau maintains motor pools in Lincoln, Omaha, North Platte, Norfolk, Kearney and Scottsbluff for daily rental and assigns motor vehicles to agencies on a monthly lease basis. The Bureau operates a maintenance and repair facility in Lincoln.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Active fleet	1,053	1,052	1,050	1,055
Total Mileage	15,707,702	15,317,110	15,455,990	15,500,000
Total cost per mile	.3398	.2798	.3098	.3427

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	0	0	0	0
Cash	0	0	0	0
Federal	0	0	0	0
Revolving	7,253,154	7,717,907	7,838,085	8,948,581
<b>Total</b>	7,253,154	7,717,907	7,838,085	8,948,581
<b>Employees</b>	11.67	10.20	9.81	12.00

**AGENCY 65 DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 245 OFFICE OF THE CHIEF INFORMATION OFFICER – PUBLIC  
SAFETY COMMUNICATIONS SYSTEM**

**PROGRAM OBJECTIVES**

- Establish an integrated, interoperable, scalable system of statewide communication that meets the needs of the State’s public safety agencies.
- Insure interoperability between the statewide system and regional communications systems.

**PROGRAM DESCRIPTION**

The Nebraska Public Safety Communications System Act (Sections 86-401 through 86-418.01) establishes the Public Safety Communications System as a responsibility of the Office of the CIO. Section 86-418 directs the Office of the CIO to develop and adopt technical and operational standards for any communication system acquired, developed, constructed, or replaced by any state agency or any city, county, village, public power district, or other political subdivision. The Office of the CIO also assists local communities and public safety agencies in connecting to a network of regional communication systems.

Section 81-11,105 establishes the Nebraska Public Safety Communication System Revolving Fund to pay for administering, operating, and maintaining the system, with revenue from charges to state agencies. Section 45 of LB 320 (2007) authorizes the Office of the CIO to enter into a master lease financing agreement for costs of radio towers and network equipment associated with the Nebraska Public Safety Communications System.

In partnership with NPPD, Phase I serving the Public Safety State Agencies in the Nebraska Panhandle became operational in September 2009. Phase II became operational in March 2010. Phase III became operational in the Fall of 2010 and the final phase was activated in January 2011. Initially, it has served state agencies, local responders, and utility crews from public power districts. The statewide system will eventually provide interconnections to regional systems.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
State Agencies Participating (6/30)	2	7	8	10
Total Users (6/30)	451	1,100	1,500	1,600

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	199,666	208,388	254,409	0
Cash	0	0	0	0
Federal	70,000	0	0	0
Revolving	927,046	989,447	1,212,588	1,955,807
<b>Total</b>	1,196,712	1,197,835	1,466,997	1,955,807
<b>Employees</b>	2.99	3.54	5.00	6.00

**AGENCY 65 DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 509 BUDGET DIVISION**

**PROGRAM OBJECTIVES**

---To develop, support and execute a state budget that emphasizes accomplishment of specific goals and objectives, measures performance, ascertains accountability and makes resource allocation based upon the most effective and efficient use of public resources.

**PROGRAM DESCRIPTION**

The Budget Division provides direction, coordination and support for state agencies in the preparation of mid-biennium and biennial budget requests. The division also conducts analysis of federal, state and local fiscal policy and budget issues to assist in the preparation of the Governor's recommendations to the Legislature. The division provides assistance to state agencies in budget administration and conducts management oversight of the implementation of the approved state budget and the Governor's fiscal policy.

See Administrative Services 2013-2015 Biennial Budget Request submission at <https://das-nebs.ne.gov/public/faces/brdIndex.jsp> for additional information.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
<b>1. Completion and presentation of Governor's Biennial Budget Recommendations.</b>				
• Exec. budget preparations	2	2	1	2
• Budget briefings	45	47	24	40
• Agency reviews by analysts	9	84	15	93
<b>2. Appropriations established, allotments established and spending monitored.</b>				
• Approp. execution actions	9,748	10,258	8,971	9,500
• Fed. funds mgt. and reporting	29	8	40	6
• Agency director presentations	14	12	12	13
<b>3. All legislation is reviewed; Fiscal Notes completed for all legislation.</b>				
• Legislative review	1,223	1,820	1,207	2,100
<b>4. Participate in policy development process and develop legislation.</b>				
• Citizen comm. responses	69	146	7	125
<b>5. Participate in capital construction process to assist plan and budget development.</b>				
• Bldg renewal rqst reviews	207	179	242	247
• Bldg Division lease reviews	146	118	52	140
<b>6. Review all state agency budget requests.</b>				
• Budget rqst training sessions	20	0	20	0
• Budget rqst process commun.	11	10	3	10
• Agency director consultations	9	30	4	43

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	1,120,899	1,010,735	970,779	1,156,536
<b>Total</b>	1,120,899	1,010,735	970,779	1,156,536
Employees	10.39	10.00	10.00	10.00

**AGENCY 65 DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 535 ADMINISTRATION - OFFICE OF  
RISK MANAGEMENT/STATE CLAIMS BOARD**

**PROGRAM OBJECTIVES**

- To expeditiously process all claims against the State.
- To fully inform all parties of their rights under the various processes.
- To identify and manage the State's risk exposures from all sources and of all types.
- To recommend and implement methods of eliminating, reducing and funding the costs of these exposures.
- To partner with state agencies and employees to ensure the State is mitigating its risks, adequately protecting its resources, efficiently processing claims against the State, and continually planning for recovery of its resources should something go wrong.

**PROGRAM DESCRIPTION**

**Administration:** By statute, this Program administers all claims against the State unless other specific claim or appeal provisions have been made in statute. This includes workers' compensation, tort, contract, employee indemnification, insurance (including motor vehicle, property, and employee fidelity), miscellaneous, agency write-off, and other claims.

**State Claims Board:** The various Claims Acts and the State Claims Board provide the processes by which all claims against the State can be reviewed, approved, disapproved or compromised and certain kinds of state action may be audited. Through board review, public grievances may be heard and settled or sent on to judicial or legislative review depending on the type of claim.

**Insurance/Self-Insurance:** The State has a policy of retaining its risk and purchasing insurance only when certain criteria are met. These criteria include but are not limited to a low cost/high risk balance, some non-general fund sources of payment or a legal requirement by statute, lease or contract.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	85,364	82,001	0	0
Cash	0	0	0	0
Federal	0	0	0	0
Revolving	362,160	281,087	373,441	464,262
<b>Total</b>	447,524	363,088	373,441	464,262
Employees	3	2	2.5	3

**AGENCY 65 DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 536 MISCELLANEOUS CLAIMS**

**PROGRAM OBJECTIVES**

---To efficiently and effectively process all miscellaneous claims filed against the State.

**PROGRAM DESCRIPTION**

Miscellaneous claims are claims against the State for which there is no other specific provision of law or contract claims where neither the claimant nor the state agency object to the jurisdiction of the State Claims Board. Claims under \$5,000 may be approved by the Risk Manager if the agency agrees to such payment. Claims under \$50,000 approved by the State Claims Board may be paid directly by the agency if funds are available. All other claims that an agency cannot or will not pay, all claims over \$50,000 and claims which are denied by the Board and appealed by the claimant are sent to the Legislature. Those claims, if funded by the Legislature, flow through this program.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	0	222,254	2,755,924	0
Cash	0	0	0	0
Federal	0	0	0	0
Revolving	0	0	0	0
<b>Total</b>	0	222,254	2,755,924	0
Employees	0	0	0	0

**AGENCY 65 DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 560 BUILDING DIVISION**

**PROGRAM OBJECTIVES**

- To review, coordinate, monitor, and manage capital facilities planning, construction and space utilization.
- To provide maintenance and repair for certain state buildings and facilities.
- To provide centralized procurement, operation and management of office space, both state-owned and leased.
- To implement the intent of the Legislature that responsibility for certain state office buildings and laboratory facilities, as well as the operations and maintenance budgets for the Department of Health and Human Services 24-hour care facilities, be centralized within the Building Division.
- To prepare a Statewide Comprehensive Capital Facilities Plan.
- To implement orders of the Vacant Building and Excess Land Committee.

**PROGRAM DESCRIPTION**

The purpose of the State Building Division is to provide centralized procurement, operation, maintenance and management of office space and independent review, analysis, and oversight of capital construction projects to insure that appropriate facilities are provided for the efficient functioning of state government. In fulfilling its purpose, the Building Division: 1) leases all privately-owned office and storage space on behalf of state agencies and provides space planning and coordinates space assignments within such leased space as well as state-owned space; 2) coordinates statewide comprehensive facility planning, reviews capital construction requests, program statements and related contracts and provides reports and recommendations to the Governor and Legislature; 3) manages and maintains certain state-owned buildings and properties including central office buildings and laboratory facilities as well as the operations and maintenance budgets for 24-hour care facilities; 4) manages and maintains related parking facilities; and 5) implements orders of the Vacant Building and Excess Land Committee on the sale, demolition or other disposition of vacant buildings and excess state property.

Centralized facility operations and maintenance budget responsibility prescribed by the Legislature in LB 530 (1995) for certain state facilities, was effectively intended to provide for separation of facility operations and maintenance budgets from agency programmatic budgets. This separation was intended to provide greater stability and consistency in facility operations and maintenance and to provide greater ability to adequately plan for maintenance activities and projects.

LB 439, enacted in 2004, created the Office of the Capitol Commission to which the State Building Division's responsibilities and staff relating to the Capitol were transferred. LB439 also transferred Lincoln security responsibilities and staff from the State Building Division to the Nebraska State Patrol.

**AGENCY 65 DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 560 BUILDING DIVISION, CONT'D.**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	222,177	196,528	262,360	236,765
Cash	286,641	284,663	347,841	229,425
Federal	0	0	0	0
Revolving	33,356,324	32,191,633	33,055,556	35,991,438
<b>Total</b>	33,865,142	32,672,824	33,665,757	36,457,628
Employees	67.6	65.9	64.7	70.1

**AGENCY 65 DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 567 ACCOUNTING DIVISION**

**PROGRAM OBJECTIVES**

- Prescribe, administer, and maintain the central state accounting and payroll processes.
- Conduct internal controls and financial systems reviews of other state agencies.
- Ensure compliance with state expenditure policies and limitations.
- Review and approve long-term financing needs of the State.

**PROGRAM DESCRIPTION**

The Accounting Division prescribes the system of accounting, processes all expenditures, distributes related accounting reports, writes warrants and manages the state payroll process. The division ensures compliance with state expenditure policies and limitations through accounting and financial reviews, internal control reviews and the review of agencies' pre-audit of expenditure documents. The division prepares and distributes the following reports: Comprehensive Annual Financial Report (CAFR), Annual Budgetary Report and the Statewide Cost Allocation Plan.

The division also houses the Payroll and Financial System Administrative Team which is responsible for ensuring the system functionality related to Finance, HR/Payroll, Procurement, Sales and Manufacturing, Fixed Asset, and Capital Asset Management system upgrades and maintenance.

Additionally, the division is responsible for reviewing all financing agreements entered into by any agency or department and administers a master lease financing program.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Warrants issued	990,151	859,085	832,987	800,000
Direct deposits	1,675,958	1,700,005	1,792,328	1,850,000
Total payments	2,666,109	2,559,090	2,625,315	2,650,000

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	0	0	0	0
Cash	0	0	0	0
Federal	0	0	0	0
Revolving	4,943,085	3,826,044	4,338,820	4,400,070
<b>Total</b>	4,943,085	3,826,044	4,338,820	4,400,070
<b>Employees</b>	31.16	30.90	28.60	31.80

**AGENCY 65 - DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 573 - TASK FORCE FOR BUILDING RENEWAL/OPERATIONS**

**PROGRAM OBJECTIVES**

Pursuant to the Deferred Building Renewal Act and within funding resources appropriated for state building renewal:

- To address the highest priority deferred repair projects.
- To address the highest priority fire and life safety projects.
- To address the highest priority projects to bring facilities into compliance with the Americans with Disabilities Act (ADA) of 1990.
- To address the highest priority energy conservation projects.
- To provide building maintenance training to assist state agencies with their responsibility to maintain existing facilities and prevent building system failures.

**PROGRAM DESCRIPTION**

Program 573 represents the operations program for the “309” Task Force for Building Renewal, a division of the Department of Administrative Services created in 1977 by LB309 following a special legislative review of the condition of state buildings. The Task Force addresses the state’s significant deferred building renewal needs by evaluating related projects proposed by state agencies and then determining the highest priority projects for which to allocate available state funds. The program supports staffing costs and other expenses necessary to carry out provisions of law regarding operation of the Task Force. The first four objectives noted above are achieved through systematic, careful, and professional analysis of project requests to determine the highest priority building renewal projects for which to allocate funds. The objectives are also achieved through oversight of funded projects to successful completion. The final objective noted above, building maintenance training, is achieved through researching, selecting, funding and administering the best training available.

By law, the Task Force can only address existing buildings and utility systems. All state agencies (with facilities) are eligible for Task Force funding with the exception of the Nebraska Department of Roads. Currently, funds available to undertake building renewal projects are derived from earmarked cigarette tax receipts as well as amounts accumulated through assessment of facility depreciation charges to relevant state agencies. Task Force staff, comprised of an administrator, three full-time staff and three part-time building renewal consultants, undertakes and supports review of all state agency requests for building renewal projects and oversees several hundred individual projects funded at any given time.

**STATISTICS**

	Actual <u>2009-2010</u>	Actual <u>2010-2011</u>	Actual <u>2011-2012</u>	Actual <u>2012-2013</u>
State agency requests	148,531,071	54,115,075	181,348,991	20,348,745
Appropriation for bldg. renewal	20,534,001*	21,939,997	21,273,930	21,273,930

\*This amount includes -\$4,086,617 in credits/no-bills of assessment funds (revenue reduction).

**AGENCY 65 - DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 573 - TASK FORCE FOR BUILDING RENEWAL/OPERATIONS  
CONTINUED**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	0	0	0	0
Cash	464,782	451,424	421,764	464,529
Federal	0	0	0	0
Revolving	0	0	0	0
<b>Total</b>	464,782	451,424	421,764	464,529
Employees	4.2	4.2	4.0	4.0

**AGENCY 65 - DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 591 TORT CLAIMS**

**PROGRAM OBJECTIVES**

---To fund tort claims against state agencies.

**PROGRAM DESCRIPTION**

Tort claims are claims for money only due to damage or lost property or personal injury or death caused by the negligent or wrongful act or omission of any employee of the State acting within the scope of his or her employment. The State Claims Board is authorized to consider, ascertain, adjust, compromise, settle, determine, and allow any tort claim. Claims up to \$5,000 may be approved by the Risk Manager, claims in excess of \$10,000 must have unanimous approval of the Board and claims over \$25,000 must also be approved by the District Court. Claims over \$50,000 must be reviewed by the Legislature.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	710,251	1,708,345	483,713	210,000
Cash	1,483,039	131,352	12,298	50,000
Federal	0	0	0	0
Revolving	0	0	0	0
<b>Total</b>	2,193,290	1,839,697	496,011	260,000
Employees	0	0	0	0

**AGENCY 65 - DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 592 INDEMNIFICATION CLAIMS**

**PROGRAM OBJECTIVES**

---To fund state employee indemnification claims.

**PROGRAM DESCRIPTION**

This program provides protection for the state's employees for money damages and reasonable costs incurred as a result of an act or omission occurring within the scope and course of employment. Employee indemnification claims protect state employees when they are sued as an individual if an employee was acting within his or her scope of employment or when they must appear before any governmental tribunal. The Attorney General reviews requests for indemnification submitted by state employees and authorizes acceptance of such claims. Risk Management is responsible for processing of all payments associated with indemnification claims.

Indemnification claims are funded on a cash flow or specific appropriation basis.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	7,398	210,113	109,444	241,250
Cash	0	0	0	0
Federal	0	0	0	0
Revolving	0	0	0	0
<b>Total</b>	7,398	210,113	109,444	241,250
Employees	0	0	0	0

**AGENCY 65 - DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 593 WORKERS' COMPENSATION CLAIMS**

**PROGRAM OBJECTIVES**

---To fund all state workers' compensation costs.

**PROGRAM DESCRIPTION**

This program provides statutory benefits for state officials and employees, including the University and State Colleges, who are injured while performing duties within the course and scope of their state responsibilities.

Workers' compensation claims are self-funded through assessments on an agency basis including the University and State College.

The state presently self-insures for workers' compensation losses. The division is assisted in claims administration by a third party administrator (TPA). Every claim is investigated and accepted or denied. For accepted claims, payments are made for medical, hospital and related expenses and wage losses. Payments and program activities are governed by Nebraska workers' compensation law. The program goals focus on providing medical care to injured employees and returning them to employment quickly, reviewing and making payment of all claims in a timely manner, and working cooperatively with the agency personnel, the Attorney General's office and treating professionals.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	0	0	0	0
Cash	0	0	0	0
Federal	0	0	0	0
Revolving	14,620,921	16,324,593	14,318,866	15,560,825
<b>Total</b>	14,620,921	16,324,593	14,318,866	15,560,825
Employees	0	0	0	0

**AGENCY 65 - DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 594 STATE INSURANCE**

**PROGRAM OBJECTIVES**

- Determine the State's insurance requirements and identifying the most appropriate methods of funding or transferring the risk.
- Contract for a broker of record to work with Risk Management to set specifications and go directly to the market for the best price.
- To provide a financing mechanism for losses, to stabilize the impact of losses to agencies and to minimize the cost of insurance by retaining an appropriate portion of losses.

**PROGRAM DESCRIPTION**

This program is funded through agency assessments for the purchase of insurance. Continuing funds in the account are reserves on claims which have already occurred and are awaiting settlement, judgment or resolution. The current high self-insured retentions allow the state to retain reserves and keep the benefit of any interest until the claim must be paid.

The costs of insurance purchases and claim payments are funded through this program. The division is assisted in claims administration by a third party administrator (TPA). The office has no direct funding to purchase insurance but is authorized to bill each agency and pay the premiums from this fund. Coverage under this program includes automobile liability, real property, insurance equivalent to an employee blanket surety bond, crime and foster parents. Agencies have the option to purchase coverage for their stationary or moveable personal property or automobile comprehensive and collision coverage. Motor vehicle liability is currently insured under a high self-insured retention program with an even higher retention for hot pursuit related claims.

With the exception of the University and State Colleges, all purchases of insurance are through this office.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	0	0	0	0
Cash	0	0	0	0
Federal	0	0	0	0
Revolving	3,708,337	5,222,091	3,967,979	7,115,874
<b>Total</b>	3,708,337	5,222,091	3,967,979	7,115,874
Employees	0	0	0	0

**AGENCY 65 - DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 605 PERSONNEL DIVISION**

**PROGRAM OBJECTIVES**

- To maintain a job classification & pay system for state employees.
- To provide state agencies with qualified job applicants.
- To administer Equal Employment rules & regulations.
- To provide a state sponsored management-training program.
- To effectively administer a state temporary employee services pool.
- To administer the employee recognition program and the employee suggestion system.

**PROGRAM DESCRIPTION**

The Administration Unit publishes various newsletters, administers the Employee Recognition and Employee Discount Programs, and the Employee Suggestion System. The Equal Employment Section administers equal employment rules and regulations and provides statistics for federal reporting related to equal employment and affirmative action. The Classification and Compensation Section maintains the state classification and compensation system, to include pay range adjustments. The Recruitment Section assists agencies in filling vacancies by placing announcements, screening, referring and providing applicant flow data for each vacancy. The Research Section develops and maintains a personnel data base including 1) the Personnel Almanac, 2) surveys of local and regional employers' wages and benefits and 3) information on trends and developments in personnel-related subjects. The Specialized Office Service (SOS) provides temporary employee services to state agencies. The Employee Development Center (formerly named the Organizational Development) Section develops, delivers, and/or coordinates statewide training initiatives.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Classified audits/reviews*	560	450	503	500
Applicants screened	59,627	87,131	107,686	125,730
Training for state employees	54	2,745	4,809	10,000
Agency utilization of SOS	39	39	39	39

\*Classified Audits/Review--These numbers do not include in grade salary adjustments, requests to hire in range, salary grade reviews and FLSA reviews

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	1,416,101	1,466,748	1,496,300	1,478,156
Cash	0	0	0	0
Federal	0	0	0	0
Revolving	5,854,236	6,343,064	6,806,360	7,413,680
<b>Total</b>	7,270,337	7,809,812	8,302,660	8,891,836
<b>Employees</b>	25.8	24.5	24.5	24.5

**AGENCY 65 - DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 606 EMPLOYEE HEALTH AND LIFE BENEFIT**

**PROGRAM OBJECTIVES**

- Administer a benefits program to provide for the needs of a diverse workforce.
- Develop and maintain a high quality health care program that is responsive to employee.
- Develop educational materials and information to ensure that state employees are informed about the State's health insurance benefits.
- Support and intervene as needed to ensure employees receive required services.
- To identify and make available to employees value-added benefit plans at the employees cost to meet their insurance needs.
- Maintain compliance with federal, state and local guidelines pertaining to benefit options available through the Nebraska State Insurance Program. Guidelines include COBRA, HIPAA, Section 125 laws and agreements with insurance vendors.
- Maintain maximum authority and responsibility at the agency level for approval or certification of benefit deduction amounts.
- Competitively bid contracts for The Nebraska State Insurance Program when appropriate.
- Reconcile all Nebraska State Insurance Program payments made to vendors.

**PROGRAM DESCRIPTION**

The State Employee Wellness & Benefits Program of Administrative Services is responsible for the administration of the voluntary benefits program for active state employees, COBRA participants and State of Nebraska early retirees. This includes a self-funded health plan; fully insured dental, vision, life and long-term disability programs; and two flexible spending accounts (medical and dependent care). To administer the wellness and benefit plans in a fair and equitable manner, the Employee Wellness & Benefits staff must adhere to contract provisions between the State and insurance vendors, state statutes regulating the insurance industry and the insurance benefits offered to state employees, the IRS Section 125 code and the federal HIPAA rules and regulations.

The goal of the insurance program is to support employees in their effort to be actively engaged in prevention of medical care, to cover medical service needs as they occur, to manage the costs of necessary medical and hospital services and to provide service that allows the employees to regain their health to return to full employment status. Long-term disability is offered to assist disabled employees in meeting their financial needs while providing support and rehabilitative measures to return them to employment. Additional insurance beyond the core health benefit plan is offered at employee costs at group rates. Employee may elect Accidental Death & Dismemberment, Vision, Dental, Employee Supplemental and Dependent Life, and tax sheltered medical and dependent spending accounts (FSA). Employees are also eligible for the Employee Assistance Program for short-term counseling, mental health referrals, legal counseling and training if their Agency subscribes for this service.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
# insured in various health plans	14,029	14,035	13,676	13,423
# insured in dental plan	9,345	9,971	10,470	11,019
FSA participants	4,474	4,474	4,417	4,418
# Employee Ass't. Program	16,562	16,340	16,203	16,106

**AGENCY 65 - DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 606 EMPLOYEE HEALTH AND LIFE BENEFIT, CONT'D.**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	0	0	0	0
Cash	746,186	893,141	910,241	791,080
Federal	0	0	0	0
Revolving	0	0	0	0
<b>Total</b>	746,186	893,141	910,241	791,080
Employees	6	5	5	5

**AGENCY 65 - DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 608 EMPLOYEE RELATIONS DIVISION**

**PROGRAM OBJECTIVES**

- To represent the State of Nebraska in labor contract negotiations with certified representatives through coordination with the Governor, Chief of Staff, and the Director of Administrative Services, and to administer those contracts.
- To represent the State of Nebraska through the impasse process and related litigation.
- To process labor contract and rules grievances and appeals; attempt to resolve grievances; conduct formal and informal hearings on grievances.
- Advise, assist, and monitor agencies concerning the proper administration of discipline.
- To review layoff and furlough plans submitted under labor contracts.
- To develop and implement policies in response to changes in federal law (i.e., FLSA, FMLA, ADA).
- To review agency policies, procedures, and work rules for continuity with applicable labor contracts, employment law or personnel rules.
- To provide agencies with training in the area of contract administration, grievance advocacy and settlement, and FMLA.
- To research salaries and benefits of employees in similar classifications in comparable states and to compile this information to use in negotiations and litigation.
- To provide labor contract interpretations for all agencies in the Classified System to achieve consistent application of contract provisions.

**PROGRAM DESCRIPTION**

State labor contracts are negotiated and administered by the Employee Relations Division. The division is responsible for developing and coordinating the State's approach to labor relations through consultation with the Governor and his/her administration.

The processing of employee grievance appeals to the State Personnel Board and voluntary arbitration are administered by the division. Staff assists in resolution of problems and questions involving interpretations of regulations, statutes and labor contracts including preliminary employment-related investigations. The Employee Relations Division conducts formal and informal hearings in an attempt to reach resolution and render decisions based on findings of fact.

Employee Relations related management training is developed and presented through this division in an effort to develop supervisory and management skills which are complimentary to working in a unionized environment.

**AGENCY 65 - DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 608 EMPLOYEE RELATIONS DIVISION, CONTD.**

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Labor negotiations	0	3	0	3
Grievance appeals received	87	92	56	74
Mini-hearing decisions	35	50	44	39
Step 3 hearings/arbitration decisions	28	11	20	15

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	379,364	360,570	323,286	372,299
Cash	0	0	0	0
Federal	0	0	0	0
Revolving	0	0	0	0
<b>Total</b>	379,364	360,570	323,586	372,299
Employees	4	4	4	4

**AGENCY 65 - DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 672 CITY OF THE PRIMARY CLASS DEVELOPMENT AID**

**PROGRAM OBJECTIVES**

---To provide funds for the City of Lincoln's Antelope Valley project.

**PROGRAM DESCRIPTION**

Annually, \$1,000,000 of receipts from the State's cigarette tax is allocated to the City of the Primary Class Development Fund. Amounts credited to the fund are appropriated to the Department of Administrative Services which in turn disburses amounts quarterly to the City of Lincoln upon evidence the city has committed one dollar of non-state funds for every three dollars of appropriated state funds. Amounts appropriated from the fund are authorized to be expended for the City of Lincoln's Antelope Valley project. The related earmark of cigarette tax receipts was enacted in 2001 by LB 657. It became effective July 1, 2001 and is scheduled to expire after FY 2015-16.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	0	0	0	0
Cash	1,000,000	1,000,000	1,000,000	1,000,000
Federal	0	0	0	0
Revolving	0	0	0	0
<b>Total</b>	1,000,000	1,000,000	1,000,000	1,000,000
Employees	0	0	0	0

**AGENCY 65 - DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 673 CITY OF THE METROPOLITAN CLASS DEVELOPMENT AID**

**PROGRAM OBJECTIVES**

---To provide funds for redevelopment projects along the Missouri River in the City of Omaha.

**PROGRAM DESCRIPTION**

Annually, \$1,500,000 of receipts from the State's cigarette tax is allocated to the City of the Metropolitan Class Development Fund. Amounts credited to the fund are appropriated to the Department of Administrative Services which in turn disburses amounts quarterly to the City of Omaha upon evidence the city has committed one dollar of non-state funds for every three dollars of appropriated state funds. Amounts appropriated from the fund are authorized to be expended for redevelopment projects along the Missouri River in Omaha. The related earmark of cigarette tax receipts was enacted in 2001 by LB 657. It became effective July 1, 2001 and is scheduled to expire after FY 2015-16.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	0	0	0	0
Cash	1,500,000	1,500,000	1,500,000	1,500,000
Federal	0	0	0	0
Revolving	0	0	0	0
<b>Total</b>	1,500,000	1,500,000	1,500,000	1,500,000
Employees	0	0	0	0

**AGENCY 65 - DEPARTMENT OF ADMINISTRATIVE SERVICES  
PROGRAM 685 OFFICE OF THE NEBRASKA CAPITOL COMMISSION**

**PROGRAM OBJECTIVES**

--- To provide facility management for the State Capitol and its grounds.

**PROGRAM DESCRIPTION**

The Office of the Capitol Commission is responsible for providing facility management for the operation, maintenance, preservation, rehabilitation, restoration and capital construction of the Capitol and its grounds, including review, analysis, and oversight of projects to ensure the most appropriate level of preservation care is provided while maintaining efficient functioning of state government.

Capitol preservation includes physically caring for the existing original portions of the building and its site as well as collecting and preserving new and original papers, photographs and other materials and objects relating to the building, its history, and environs.

Capitol rehabilitation includes repair, alterations and additions while preserving those portions or features which convey its historical, cultural or architectural values.

Capitol restoration includes accurately depicting or reconstructing the form, features and character of the original Capitol property which have been lost; as well as the limited and sensitive upgrading of mechanical, electrical and plumbing systems and other code-required work to keep the Capitol operational.

Capitol maintenance includes keeping the Capitol functional by sustaining the building's features, forms and operating systems through acts of restoration, reconstruction or rehabilitation.

Capitol promotion includes interpreting to the public the Capitol's historic significance through public tours, special events, website and other programs of educational outreach.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	3,339,967	4,039,198	3,664,614	3,592,277
Cash	35,786	19,615	19,198	35,387
Federal	27,440	0	0	0
Revolving	0	0	0	4,750
<b>Total</b>	3,403,193	4,058,814	3,683,812	3,632,414
Employees	27.3	26.9	26.9	27.0

## **AGENCY 66 ABSTRACTERS BOARD OF EXAMINERS**

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**DIRECTOR:** Mardy McCullough  
 1200 "N" Street, Ste. 404  
 P.O. Box 94944  
 471-2383

**LEGISLATIVE** Doug Gibbs  
**FISCAL OFFICE:** 471-0051

**EXECUTIVE** Gary Bush  
**BUDGET OFFICE:** 471-4161

### **AGENCY DESCRIPTION**

The Abstracters Board of Examiners, created in 1965, consists of five members appointed by the Governor to carry out the purposes of and enforce the Abstracters Act. The Board includes three members who shall at all times be active registered abstracters who have engaged in the business of abstracting for at least five years, one member who shall be a lawyer experienced in the area of real estate law and one member who shall be a representative of the public. The Abstracters Board is charged with the responsibility of supervising, inspecting, examining and reviewing the practices of licensees required under the abstracters' licensing law and regulating the registration and certification of individual abstracters, as well as those companies engaged in the business of abstracting. Members of the Board review applications for approval of seminars and continuing education programs and a decision is rendered on the number of credit hours approved for each program. A member of the Board or the Director then monitors these programs. The Board also reviews and investigates complaints against licensees.

Proficiency and competency of abstracters is determined by an examination prepared and graded by the members of the Board. The abstracter's examination is scheduled twice a year. Certificates of registration are issued to individuals passing the examination. The Board issues certificates of authority, which are required by persons or firms in order to engage in the business of abstracting.

The Board's activities are funded by license and examination fees.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	0	0	0	0
Cash	41,539	46,991	46,288	50,105
Federal				
Revolving				
<b>Total Operations</b>	41,539	46,991	46,288	50,105
Employees	0.5	0.5	0.5	0.5

**AGENCY 66 ABSTRACTERS BOARD OF EXAMINERS  
PROGRAM 58 ABSTRACTERS BOARD OF EXAMINERS**

**PROGRAM OBJECTIVES**

---To enforce and administer laws in compliance with the Abstracter's Act.

---To safeguard the welfare and property of citizens of Nebraska by determining the proficiency and competency of abstracters who provide information of the legal status of the title to real estate.

---To insure that a licensed abstracter will have the knowledge to provide to the homeowner or lending institution, an accurate and qualified history of the title to the real estate.

**PROGRAM DESCRIPTION**

The Board prepares and administers the abstracter's examination twice a year. Certificates of registration are issued to individuals passing the examination. The Board issues certificates of authority, which are required by persons or firms in order to engage in the business of abstracting. The Board reviews and investigates complaints against licensees.

Each abstracter is required to complete 3 hours of professional development within two years following initial or renewal of certification. The Board develops rules for approved professional development courses and keeps records of abstracters who have fulfilled the requirements.

The Board's activities are funded by license and examination fees.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Certificates of authority	197	148	157	150
Certificates of registration	261	275	270	270
Applicants examined	25	15	17	20
Complaints received	10	4	6	5

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	0	0	0	0
Cash	41,539	46,991	46,288	50,105
Federal				
Revolving				
<b>Total</b>	41,539	46,991	46,288	50,105
<b>Employees</b>	0.5	0.5	0.5	0.5

## **AGENCY 67 EQUAL OPPORTUNITY COMMISSION**

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**ACTING DIRECTOR:** Barbara Albers  
Fifth Floor East  
State Office Building  
471-2851

**LEGISLATIVE FISCAL OFFICE:** Elizabeth Hruska  
471-0053

**EXECUTIVE BUDGET OFFICE:** Joe Wilcox  
471-4178

### **AGENCY DESCRIPTION**

The commission was created in 1965 and consists of seven members appointed by the governor. The commission enforces compliance with the Nebraska Fair Employment Act, Equal Pay Act of Nebraska, Fair Housing Act, Civil Rights Act of 1969 relating to housing and public accommodations, and the Act Prohibiting Unjust Discrimination in Employment Because of Age. Pursuant to investigation by the staff of the commission, the commission and/or the executive director rules on complaints of discrimination in employment, housing and public accommodations. The commission has offices in Lincoln, Omaha, and Scottsbluff.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
<b>OPERATIONS:</b>				
General	1,216,032	1,201,912	1,109,476	1,178,277
Cash				
Federal	712,854	583,796	604,448	677,810
Revolving				
<b>Total Operations</b>	1,928,886	1,785,708	1,713,924	1,856,087
Employees	29.5	26.3	25.6	26

**AGENCY 67 EQUAL OPPORTUNITY COMMISSION  
PROGRAM 59 ENFORCEMENT OF STANDARDS - EQUAL  
EMPLOYMENT AND HOUSING STANDARDS**

**PROGRAM OBJECTIVES**

- To provide technical assistance and intake to approximately 4,500 persons annually.
- To resolve complaints of alleged discrimination through timely, thorough and neutral investigation.
- To resolve cases through mediation and conciliation whenever practicable.
- To complete investigations in 270 days or less (average from filing to closure), using a focused approach to analyzing complaints of discrimination.
- To reduce the incidences of perceived and/or real acts of discrimination by providing education and assistance to the general public, employers and housing providers.

**PROGRAM DESCRIPTION**

The commission staff, after determining that the charge meets all jurisdictional requirements, investigates the complaint. Parties are offered the opportunity to participate in the Commission's alternate dispute resolution program. Cases that are successfully resolved through mediation are usually completed within 2 to 3 months. At the conclusion of the investigation a written report of evidence and recommendations is prepared and presented to the Commissioners or the Executive Director for a decision. Cases that go through the investigation process are usually completed within 9 months from the filing date. Generally, cases where there is a finding of cause are referred for conciliation between the parties of the complaint. If conciliation is not successful, the commission may hold a hearing on the complaint and issue an order. Commission orders may be appealed to district court within thirty days.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Beginning backlog of cases	1,210	814	852	721
Number of new cases filed	1,225	1,025	911	1,000
Employment	840	860	744	750
Equal Pay	29	20	10	10
Age	249	220	191	190
Housing	79	77	71	70
Public Accommodation	28	25	35	35
Number of cases resolved/closed	1,408	987	1,042	1,008
Ending backlog of cases	814	852	721	713

\*One case number may represent a charge filed under more than on employment law.

**AGENCY 67 EQUAL OPPORTUNITY COMMISSION  
PROGRAM 59 ENFORCEMENT OF STANDARDS - EQUAL  
EMPLOYMENT AND HOUSING STANDARDS, CONT'D.**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	1,216,032	1,201,912	1,109,476	1,178,277
Cash				
Federal	712,854	583,796	604,448	677,810
Revolving				
<b>Total</b>	1,928,886	1,785,708	1,713,924	1,856,087
Employees	29.5	26.3	25.6	26

## **AGENCY 68 COMMISSION ON LATINO-AMERICANS**

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**DIRECTOR:** Lazaro "Arturo" Spindola  
Sixth Floor  
State Capitol  
471-2791

**LEGISLATIVE** Elizabeth Hruska  
**FISCAL OFFICE:** 471-0053

**EXECUTIVE** Matt Eash  
**BUDGET OFFICE:** 471-4175

### **AGENCY DESCRIPTION**

The Mexican-American Commission was created in 1972. In 2010, the commission was renamed the Commission on Latino-Americans. The commission consists of nine members who are appointed by the governor and a representative from the Governor's Office. The commissioners employ an executive director who is responsible for the day to day operation of the office and the staff. The Commission on Latino-Americans serves the needs of Latino-Americans in the fields of education, employment, health, housing, welfare, and assists in the translation of documents for the direct assistance of clients in matters relating to any federal department or agency or any department or agency of the state or a political subdivision. The commission also develops, coordinates and assists public and private organizations and coordinates and assists the efforts of state departments and agencies to serve the needs of Latino-Americans.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	167,171	198,121	193,000	179,681
Cash	4,065			
Federal				
Revolving				
<b>Total Operations</b>	171,236	198,121	193,000	179,681
Employees	3.0	3.0	3.0	3.0

**AGENCY 68 COMMISSION ON LATINO-AMERICANS  
PROGRAM 537 COMMISSION ON LATINO-AMERICANS**

**PROGRAM OBJECTIVES**

- To act as an information and referral service on Latino issues
- To research problems of Latino
- To stimulate public awareness of the problems of Latino

**PROGRAM DESCRIPTION**

Public awareness is stimulated through various programs, workshops, conferences, and studies on the problems of Latinos. A newsletter has been distributed for public information. The commission answers questions from the public and assists individual Latinos with problems on a case-by-case basis.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Commission meetings held	4	5	4	4
Conferences/workshops sponsored	5	6	6	6
Newsletters distributed (web-based)	0	6,400	7,300	8,000
Cases handled	965	846	1,078	1,200
Radio/TV broadcasts	6	2	3	8
Outreach programs	17	10	10	14

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	167,171	198,121	193,000	178,681
Cash	4,065			
Federal				
Revolving				
<b>Total</b>	171,236	198,121	193,000	178,681
Employees	3.0	3.0	3.0	3.0

## AGENCY 69 NEBRASKA ARTS COUNCIL

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**ACTING DIRECTOR:** Suzanne Wise  
1004 Farnam St  
Omaha, NE 68102  
595-2122

**LEGISLATIVE FISCAL OFFICE:** Jeanne Glenn  
471-0056

**EXECUTIVE BUDGET OFFICE:** Matt Eash  
471-4175

### AGENCY DESCRIPTION

The Nebraska Arts Council's traditions were established when Governor Frank Morrison set up the Council for Nebraska's Resources, the forerunner of the agency, in 1961. His 30 appointed representatives formed the basis of the NAC when it was created by the Legislature in 1965. Four months later, when the National Endowment for the Arts was created, Nebraska was one of only five states that already had a state arts agency. Two-thirds of the NAC's budget is regranted each year to arts organizations, schools, arts presenters and others for operating support, artist residencies in schools and communities, artistic fees for performances and special arts projects.

The NAC also leads collaborative efforts with other agencies and organizations to enhance arts education and participation in all areas of the state. The agency serves as an impetus for growth and change in all lifestyles through its continuing expansion of access to and understanding of the arts. The 15 member board of the Nebraska Arts Council is appointed by the Governor. The Nebraska Arts Council is located in Omaha. The NAC partners with the Nebraska Humanities Council creating and sustaining of the Nebraska Cultural Endowment.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
<b>OPERATIONS:</b>				
General	627,523	594,017	514,626	538,267
Cash	7,120	1,420	0	10,000
Federal	143,283	205,890	223,376	195,155
Revolving	0			
<b>Total Operations</b>	<b>777,926</b>	<b>801,327</b>	<b>738,001</b>	<b>743,422</b>
<b>STATE AID:</b>				
General	856,654	847,854	775,704	838,069
Cash	301,500	1,224,625	325,500	1,425,000
Federal	818,497	710,656	652,251	688,800
<b>Total State Aid</b>	<b>1,976,651</b>	<b>2,783,135</b>	<b>1,753,455</b>	<b>2,951,869</b>
<b>TOTAL FUNDS:</b>				
General	1,484,177	1,441,871	1,290,330	1,376,336
Cash	308,620	1,226,045	325,500	1,435,000
Federal	961,780	916,546	875,627	883,955
Revolving	0	0	0	0
<b>Total Budget</b>	<b>2,754,577</b>	<b>3,584,462</b>	<b>2,491,456</b>	<b>3,695,291</b>
Employees	9.96	9.95	10	10

**AGENCY 69 NEBRASKA ARTS COUNCIL  
PROGRAM 326 PROMOTION AND DEVELOPMENT OF THE ARTS**

**PROGRAM OBJECTIVES**

- To encourage the excellence of artists in Nebraska.
- To assist the continuing development of Nebraska arts organizations.
- To ensure the arts are accessible and available to all Nebraskans.
- To make the arts basic in the lifelong learning of all Nebraskans.
- To encourage high quality new or innovative work in all arts disciplines.

**PROGRAM DESCRIPTION**

Development of the Arts provides resources to carry out the goals and objectives of the Nebraska Arts Council (NAC). The NAC emphasizes visibility, responsiveness, and taking the leadership role in facilitating projects or partnerships that benefit the State of Nebraska by utilizing the arts. Developments of the Arts funds include both legislative appropriations and grant monies from the National Endowment for the Arts.

The NAC staff accomplish the following: administer grants and provide technical assistance; administer the Nebraska Touring Program for visual and performing artists; administer the state's 1% for Art program and the newly established Individual Artist's Fellowship Program; conduct grant workshops throughout the state; set up conferences for enhancing communication between artists and educators, for teaching leadership and administrative skills to emerging arts organizations, and for broadening arts administration and marketing skills for all NAC constituents; set up and select winners for the biennial Governor's Arts Awards and serve as an arts information clearinghouse for all artists, arts organizations and Nebraska citizens and advocate for our constituents.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Grant applications processed	578	466	590	650
Number of grants awarded	391	368	497	400
Schools served by NAC grants	117	116	220	195
Grant and artist review panels held	11	10	11	11
Volunteer review panelists	71	49	57	60
Outreach contacts (grant workshops, training, constituent visits)	683	627	750	350
Training participants	353	389	325	425
Artists in NAC rosters	167	174	162	170
NAC grants benefiting youth	360	334	375	320
Counties served	57	53	63	70

**AGENCY 69 NEBRASKA ARTS COUNCIL  
PROGRAM 326 PROMOTION AND DEVELOPMENT OF THE ARTS  
CONTINUED**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	627,523	594,017	514,626	538,267
Cash	7,120	1,420	0	10,000
Federal	143,283	205,890	223,376	195,155
Revolving				
<b>Total</b>	777,926	801,327	738,001	743,422
Employees	9.96	9.95	10	10

**AGENCY 69 NEBRASKA ARTS COUNCIL  
PROGRAM 327 PROMOTION AND DEVELOPMENT OF THE ARTS/AID**

**PROGRAM OBJECTIVES**

To provide grants program which will:

- increase the number of opportunities for citizens to attend;
- raise the awareness level, appreciation and understanding of the arts;
- raise the level of artistic quality of arts activities in the state;
- supplement arts education on all levels in the schools;
- increase opportunities for art education for citizens of all ages;
- increase private sector support and participation in arts activities.
- provide funding for the Nebraska Humanities Council

**PROGRAM DESCRIPTION**

Aid to the Arts includes the agency's grants program and special initiatives. Grants are awarded for cultural arts activities across the state. Grants provide funding for: arts projects by Nebraska nonprofit organizations, residencies in schools or community settings, and for operating support to nonprofit arts organizations across the state. Aid to the Arts funds include both legislative appropriations and grant monies from the National Endowment for the Arts. Beginning in FY2011-12, funding provided to the Nebraska Humanities Council was placed in this program. State funding to the Nebraska Humanities Council provides support for programming, including the Humanities Resource Center's speaker bureau program, the Capitol Forum program, the Great Plains Chautauqua program and the Prime Time Family Reading Time program.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Total amount of grants requested	\$3,509,335	2,130,878	\$2,762,352	\$3,500,000
Total amount of grants awarded	\$1,552,354	\$1,350,454	\$1,427,845	\$1,750,000
% of request funded	44%	63%	52%	50%
Arts Education grants	135	126	154	175
General operating support to Nebraska Arts Orgs.	56	52	56	57
Underserved Initiative grants	41	27	30	35
Project-related grants	123	144	140	110
Individuals benefiting from NAC- funded projects	3,453,990	3,207,000	2,499,965	2,800,000
Youth benefiting from NAC- funded projects	964,297	733,169	679,617	850,000
Volunteers for NAC-funded projs.	18,808	15,033	17,866	17,500
Artists participating in NAC- funded projects	16,572	13,747	17,078	17,750
Schools served by NAC grants	117	116	220	195
Teachers served by NAC grants	31,320	17,947	22,390	23,000

**AGENCY 69 NEBRASKA ARTS COUNCIL  
PROGRAM 327 PROMOTION AND DEVELOPMENT OF THE ARTS/AID  
CONTINUED**

<b><u>STATISTICS</u></b>	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Days of artist residencies	664	325	345	340
Students participating in residency grants	28,262	14,922	15,894	14,305
Artists in fellowship programs	9	8	9	9
Humanities Council audience totals	--	--	475,492	450,000
Full and part-time employees of NAC-funded programs	4,388	3,220	3,164	2,700

<b><u>BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	661,654	661,654	775,704	838,069
Cash	0	0	0	0
Federal	818,497	710,656	652,251	688,800
Revolving	0			
<b>Total</b>	1,480,151	1,372,310	1,427,955	1,526,869
Employees	0	0	0	0

**AGENCY 69 NEBRASKA ARTS COUNCIL  
PROGRAM 328 AID TO HUMANITIES/AID**

**PROGRAM DESCRIPTION**

Funding to provide state assistance to the Nebraska Humanities Council was established as a separate budget program within the Nebraska Arts Council budget in FY 1994-95. State funding provides support only for programming, including the Humanities Resource Center's speaker bureau program, the Capitol Forum program, the Great Plains Chautauqua program and the Prime Time Family Reading Time program.

Beginning in FY2011-12, funding for the Nebraska Humanities Council is provided through Program 327, Aid to the Arts.

<b><u>STATISTICS</u></b>	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Audience totals	457,980	448,450	See Prg. 327	See Prg. 327

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	195,000	186,200	0	0
Cash	0	0	0	0
Federal	0	0	0	0
Revolving	0	0	0	0
<b>Total</b>	195,000	186,200	0	0
Employees	0	0	0	0

**AGENCY 69 NEBRASKA ARTS COUNCIL  
PROGRAM 329 NE CULTURAL PRESERVATION ENDOWMENT FUND**

**PROGRAM OBJECTIVES**

Cultural Preservation Endowment Funds (CPEF) is used for three purposes: 1) stabilization of arts organizations, 2) arts education programs that have significant statewide impact, and 3) advocacy for the importance of the arts to our economy, education and quality of life. CPEF funds may not be used for Nebraska Arts Council administrative expenses.

The distribution of CPEF earnings is allocated in the following manner: 65% to be used toward stabilizing arts organizations; 30% for arts education programs that have significant, statewide impact; and 5% for promotion of the arts as a tool for economic development and quality of life.

Funds are earmarked for grants and other programs such as the Humanities Resource Center and Scholars in Residence.

**PROGRAM DESCRIPTION**

The Nebraska Cultural Preservation Endowment Fund (Endowment Fund) was created in 1998 through passage of LB 799. The purpose of the bill was to create a fund through which statewide initiatives in the arts and humanities could be funded. The legislation allocated \$5 million to be held by the State Treasurer for investing; the earnings from the \$5 million will be available to the Nebraska Arts Council (70%) and the Nebraska Humanities Council (30%) as it is matched by private dollars raised by the two councils.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Earnings from the NE Cultural Preservation Fund Cash Fund	\$301,500	\$1,224,625	\$325,500	\$411,800
Funds designated for Arts Council	\$211,050	\$857,238	\$227,850	\$288,260
Funds designated for Humanities	\$90,450	\$367,388	\$97,650	\$123,540

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	0			
Cash	301,500	1,224,625	325,500	1,425,000
Federal	0			
Revolving	0			
<b>Total</b>	301,500	1,224,625	325,500	1,425,000
Employees	0	0	0	0

## **AGENCY 70 FOSTER CARE REVIEW OFFICE**

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**DIRECTOR:** Linda Cox, Interim  
 Director  
 Executive Building  
 521 S. 14th, Suite 401  
 471-4420

**LEGISLATIVE** Elizabeth Hruska  
**FISCAL OFFICE:** 471-0053  
  
**EXECUTIVE** Elton Larson  
**BUDGET OFFICE:** 471-4173

### **AGENCY DESCRIPTION**

The Foster Care Review Office (FCRO) was established in 1982 as the Foster Care Review Board. The name was changed to the Foster Care Review Office and the governance was also changed per LB 998 in the 2012 Legislature. The Office operates a statewide register of children in out-of-home care; selects and trains volunteers to serve on local foster care review boards; issues the required case-specific reports with recommendations to the courts and legal parties following reviews; analyzes and disseminates data and provides recommendations for system improvements through a variety of means including an annual report; and provides other services pursuant to the Foster Care Review Act. The Office is the designated state agency to conduct the federally required Title IV-E reviews. A five-member advisory board provides input to the agency.

Local foster care boards from across the state review the cases of children in out-of-home care. As part of the review process the local boards make recommendations regarding the child's permanency plan, services being received, and the placement, make specific findings, identify barriers to permanency and other issues, and make case-specific recommendations. Those recommendations and findings are sent to the court, the agency responsible for the child, the child's guardian ad litem, the county attorney, the parent's attorney and any other legal party.

Local board members and/or staff may visit foster care facilities to ascertain whether the physical, psychological and sociological needs of the children are being met. The Foster Care Review Office may participate in legal proceedings concerning cases reviewed by the agency.

Data on the children is reported to the FCRO's tracking system by the court and agencies. Additional data is obtained through the review process. Data, analysis, observations, and recommendations for systemic improvements are reported in an annual report and quarterly updates to the Legislature as required by statute.

As of July 2012, there were 48 boards that meet in the following Nebraska communities: Omaha, Bellevue, LaVista, Papillion, Lincoln, Tecumseh, Grand Island, Hastings Columbus, Norfolk, South Sioux City, Fremont, York, Kearney, North Platte, Lexington, and Scottsbluff/Gering. There were 285 volunteers actively serving on the local boards at that time. FCRO staff who facilitate reviews are located across the state, with most in the Omaha and Lincoln offices.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	1,369,148	1,337,579	1,431,077	1,379,348
Cash	1,181		1,535	5,700
Federal	316,779	268,315	301,354	400,000
Revolving				
<b>Total Operations</b>	1,687,108	1,605,894	1,733,966	1,785,048
Employees	25.58	24.78	26.03	26.11

**AGENCY 70 FOSTER CARE REVIEW OFFICE  
PROGRAM 116 STATE FOSTER CARE REVIEW OFFICE**

**PROGRAM OBJECTIVES**

- Independently track all children in out-of-home care.
- Review children and youth in out-of-home care to assure they have appropriate permanency plans, timely and appropriate services, and appropriate placements, make required findings, and make recommendations regarding identified issues.
- Recruit, train, staff and support local foster care review boards throughout the state.
- Collect and verify information regarding children in out-of-home care.
- Evaluate, analyze, and disseminate data on children through an annual report, special reports, fact sheets, quarterly reports to the Legislature, and other means.
- Increase public knowledge and understanding of child welfare issues.
- Promote safety and security of children through tracking, review, touring child caring facilities, legal standing and other actions to promote permanency.

**PROGRAM DESCRIPTION**

The Foster Care Review Office is responsible for monitoring the permanency plan and progress of Nebraska children placed in out-of-home care. The Office maintains an independent tracking system of all children in out-of-home care, compiles and analyzes data for an annual report, provides recommendations for system improvements, and selects and trains volunteers to serve on the local boards. Data on the children is reported to the Office's tracking system by the courts and agencies. The local boards review the case plans and progress reports and make recommendations to the court, the agency responsible for the child, the child's guardian ad litem, the county attorney, the parent's attorney, and other legal parties. Local board members and staff may also visit foster care facilities to ascertain whether the physical, psychological and sociological needs of the children are being met.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Number of local boards	46	48	48	48
Number of board meetings*	512	484	473	500
Number of children reviewed*	4,730	4,632	4,675	4,700
Number of children on registry*	106,434	115,454	118,964	122,000
Number of active cases on 12/31	4,448	4,301	4,320	4,000

\*Calendar year

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	1,369,148	1,337,579	1,431,077	1,379,348
Cash	1,181		1,535	5,700
Federal	316,779	268,315	301,354	400,000
Revolving				
<b>Total</b>	1,687,108	1,605,894	1,733,966	1,785,048
Employees	25.58	24.78	26.03	26.11

## AGENCY 71 – STATE ENERGY OFFICE

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<b>DIRECTOR:</b> Ginger Willson 521 S. 14 <sup>th</sup> St. Ste. 300 Lincoln, NE 68509 471-2867	<b>LEGISLATIVE</b> <b>FISCAL OFFICE:</b>	Scott Danigole 471-0055  Cindy Miserez 471-4174
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### AGENCY DESCRIPTION

The Nebraska State Energy Office was created in 1977 with the passage of LB 232. The Nebraska State Energy Office statutory authority is outlined in Nebraska Revised Statutes §81-1601 through §81-1641. The Energy Office was created as a code agency to address a number of energy issues such as education, outreach, energy conservation and resource management. Congress established a number of energy conservation programs and appropriates funding to the U.S. Department of Energy. Through formula grants the Energy Office administers the *Low-Income Weatherization Assistance Program (WAP)*, *State Energy Program (SEP)*, and other DOE special projects as funding is available. The Energy Office administers the Dollar and Energy Saving Loan Program, monitors fuel prices and supplies, collects energy supply and consumption data maintained in a statistical database, and regulates energy efficient building codes.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	0	0	0	0
Cash	340,972	260,884	270,337	403,842
Federal	1,512,439	2,441,286	4,158,914	1,388,952
Revolving				
<b>Total Operations</b>	1,853,411	2,702,170	4,429,251	1,792,794
<b>STATE AID:</b>				
General				
Cash	504,068	261,204	184,411	1,250,000
Federal	15,841,207	35,664,768	32,619,849	6,349,656
<b>Total State Aid</b>	16,345,275	35,925,972	32,804,260	7,599,656
<b>TOTAL FUNDS:</b>				
General	0	0	0	0
Cash	845,040	522,088	454,748	1,653,842
Federal	17,353,646	38,106,054	36,778,763	7,738,608
Revolving	0	0	0	0
<b>Total Budget</b>	18,198,686	38,628,142	37,233,511	9,392,450
Employees	21.57	26.55	25.87	19.50

**AGENCY 71 STATE ENERGY OFFICE  
PROGRAM 106 ENERGY OFFICE ADMINISTRATION/OPERATIONS**

**PROGRAM OBJECTIVES**

- Maintain a central repository for the collection, compilation and analysis of energy data and statistics
- Weatherize homes for low-income Nebraskans
- Become a leader in energy efficiency building code initiatives increasing the adoption and compliance with building code standards
- Design and implement energy efficiency programs and remove market barriers to energy efficient investments
- Provide financing options for energy efficiency improvements
- Energy assurance planning
- Monitor price and regional supply trends

**PROGRAM DESCRIPTIONS**

**FEDERAL PROGRAMS**

The Nebraska Energy Office provides oversight, administration and technical support for several annually federally funded programs:

Weatherization Assistance Program (WAP). The Nebraska Energy Office administers the federally funded *Weatherization Assistance Program* that lowers energy use and energy costs for low-income people by supporting energy efficient home retrofits through State managed networks of local weatherization providers. The WAP mission is to, "reduce energy costs for the low-income families, particularly for the elderly, people with disabilities and children, by improving the energy efficiency of their homes while ensuring their health and safety."

Community Action Agencies (CAPS) across the state receive funding from the Energy Office and responsible for the weatherization work in their designed areas. The Energy Office administers the program in accordance to USDOE guidance. A portion of the funds are set aside for training and technical assistance, which includes inspections and training WAP network staff.

State Energy Program (SEP). SEP provides financial and technical assistance to states through formula and competitive grants. States use their formula grants to develop strategies and goals specific to the State's energy priorities, design and then implement these state-driven energy programs. Competitive grant solicitations are issued annually, based on available federal funding, and typically frame the President's energy priorities. States are required to provide a 20% match for SEP annual formula funding allocations. The Energy Office uses State Cash Funds to meet this match requirement.

U.S. Department of Energy Special Projects. In 2011, a new energy efficiency program was awarded under the USDOE special projects grant to the Energy Office and the University of Nebraska-Lincoln Extension. The project will focus on (1) expansion of the Nebraska Agriculture Water Management Demonstration Network and (2) design a pilot program for energy use and efficiency rating system, modeled on the existing EPA Energy Star system for irrigation components. Savings from the expansion demonstration is estimated at 650,000 gallons of diesel a year. Additional savings will be quantified as the project progresses.

State Heating Oil and Propane Program (SHOPP). SHOPP is a weekly joint data collection effort between the Energy Information Administration (EIA) and State Energy Offices. The weekly survey collects residential prices for heating oil and propane directly from retailers within each State. This data collection assists policymakers and consumers to make decisions in the event of a heating fuel supply disruption or an unusually cold winter. Heating oil and propane sold by independent dealers can cause considerable supply and price fluctuations and the SHOPP

## **PROGRAM 106 ENERGY OFFICE ADMINISTRATION/OPERATIONS CONT'D**

reporting enables better communication regarding market developments between fuel providers and States. In Nebraska, especially in rural areas, a significant number of homes use propane as their primary energy source for heating during winter months. The Energy Office receives \$6,000 each fiscal year, which is matched one-to-one with State Cash Funds.

### **STATE PROGRAMS**

The Nebraska Energy Office receives \$300,000 state cash funds pursuant to section 57-705 to administer sections 81-1601 to 81-1607 of the *Nebraska Revised Statutes*.

- Maintaining a central repository for the collection, compilation and analysis of energy data and statistics. The Energy Office Energy Statistics database can be found at: <http://www.neo.ne.gov/statshtml/index3c.html>. This database contains more than 200 specific energy production, consumption, price, costs and other relevant data series on all forms of energy produced and used in Nebraska. In some cases, more than 50 years of energy use in Nebraska is made readily available to the public. This information is the most frequently used resource by the public.
- Undertake a continuing assessment of the trends in the availability, consumption and development of all forms of energy. The Energy Office monitors the price and regional supply of transportation fuels. Natural gas prices and supply are monitored weekly. Electricity prices and supply are monitored through the Energy Information Administration (EIA). Electricity supply reliability is monitored through the Energy Emergency Assurance Coordinator list-serve.
- Publish annually a comprehensive report containing information on the State's energy consumption by fuel type and use, identifying emerging trends related to energy supply, demand, conservation, and specifying the level of statewide energy need in the agriculture, commercial, residential, industrial, transportation, utilities, and government sectors. This report is made available to the Governor and Clerk of the Legislature. The report also contains data on the funding the agency receives and disburses during the previous year.
- Prepare emergency allocation plans with recommendations to the Governor for actions to be taken in the event of critical shortages of energy. The Energy Office collects proprietary information from energy suppliers, produces reports with details on energy shortages, price volatility and impacts on critical energy infrastructure with the Governor. This activity tends to peak during times, such as increased diesel usage in the agriculture sector during planting and harvest times, extreme temperatures, droughts, floods and other disruptions. In 2011, the agency was heavily involved in monitoring flooding damage to critical energy infrastructure and provided 20 flood damage reports on pipeline and electrical infrastructure to the Nebraska Emergency Management Agency and the Federal Emergency Management Agency.
- Design a state program for conservation of energy. The Energy Office developed the Dollar and Energy Saving Loan Program in 1990 with petroleum violation escrow funds to provide low-interest loans to Nebraska to finance energy efficient, renewable energy and waste minimization improvements in residential, commercial, institutional, industrial, agricultural and governmental sectors.
- Provide technical assistance to private persons and local subdivisions of government on energy conservation, techniques and renewable energy technologies.
- Study the impact and relationship of state energy policies to national and regional energy policies and engage in such activities.

## **PROGRAM 106 ENERGY OFFICE ADMINISTRATION/OPERATIONS CONT'D**

Pursuant to 81-1608 through 81-1626, the Energy Office is responsible for setting minimum energy efficiency building standards for newly built homes and buildings. The Legislature passed in 2011, LB 329 adopting the 2009 International Energy Conservation Code (IECC) as the minimum energy efficiency building standard. The Energy Office has adopted and promulgated rules and regulations to carry out this statute specifying standards for building systems, techniques, equipment designs, and building materials deemed equivalent to meeting the Nebraska Energy Code. The Energy Office, per statute, is required to provide training for local code officials, residential and commercial builders. The activities related to these statutory responsibilities were accomplished with non-state funds. The passage of LB329 did not have a fiscal note, therefore the Energy Office utilized federal grant awards from the National Energy Technology Laboratory, *American Recovery and Reinvestment Act of 2009*, Pacific Northwest Laboratory and utility funding to carry out the statutory responsibilities.

Pursuant to 2-5302, a Carbon Sequestration Advisory Committee is created and shall consist of one member representing the Nebraska Energy Office.

Pursuant to LB 1087, passed in 2012, the Natural Gas Fuel Board was created to support and promote the use of natural gas as a motor vehicle fuel in the State of Nebraska. The Energy Office will provide administrative support to the eight member board. The board shall encourage the use of and provide recommendations related to, distribution, infrastructure, and workforce development for natural gas as a motor vehicle fuel; loans, grants and tax incentives. The board will be appointed by October 1, 2012, by the Governor, meet at least annually and serve four-year terms.

### **OIL OVERCHARGE FUNDS**

Pursuant to 81-1635 through 81-1641, the Nebraska Energy Settlement Fund was established and the Energy Office administers funds returned to the state through federal district court actions, court settlements and judgments against oil companies that overcharged customers during the 1970s and 1980s. The Energy Office administers these funds according to court settlement guidelines and federal regulations requiring the PVE funds to be spent on energy efficiency and renewable energy programs. These Petroleum Violation Escrow (PVE) funds capitalized the Dollar and Energy Saving Loan Program which is an energy efficiency, renewable energy and waste minimization revolving loan and financing program. Loans are available through eligible Nebraska lending institutions at more than 900 sites throughout the State. Nebraskans may finance qualified energy efficiency, renewable energy and waste minimization projects in the residential, commercial, institutional, industrial, agriculture and governmental sectors. As of June 30, 2012, 27,553 projects totaling \$248,826,994.67 have been financed in all 93 Nebraska counties. \$114,311,438.13 has been leveraged from Nebraska lending institutions. An additional \$7,290,334.47 was leveraged in cash from the borrowers. Loans currently are available at 1% to 5% interest rate depending on the loan category, type of project and level of Agency investment in the qualifying loan.

It is important to note that this revolving loan program has loan repayments coming back into the program that is reflected in the Agency budget. Also NPPD committed a total of \$1 million into the loan program for 2.5% loans to their customers for heat pumps, programmable thermostats and back-up natural gas furnaces. The Energy Office administers these NPPD funds through the loan program in the form of aid to NPPD customers.

**PROGRAM 106 ENERGY OFFICE ADMINISTRATION/OPERATIONS  
CONT'D**

<b><u>STATISTICS</u></b>	Actual <u>2009-2010</u>	Actual <u>2010-2011</u>	Actual <u>2011-2012</u>	Estimated <u>2012-2013</u>
Weatherization				
Homes Monitored	671	538	761	544
Weatherization Trainings	16	11	27	25
State Energy Program				
State Building Plan Reviews	13	6	18	5
Energy Code Training	700	600	200	0
Dollar & Energy Saving Loans				
Loan Applications	845	742	477	550
Loan Participations	709	774	522	550
On-site Inspections	64	33	85	60

<b><u>BUDGET</u></b>	Expenditure <u>2009-10</u>	Expenditure <u>2010-11</u>	Expenditure <u>2011-12</u>	Appropriation <u>2012-13</u>
General				
Cash	313,734	229,560	270,337	403,842
Federal	1,512,439	2,441,286	4,158,914	1,388,952
Revolving				
<b>Total</b>	1,826,172	2,670,846	4,429,251	1,792,794
Employees	21.18	26.11	25.87	19.50

**AGENCY 71 STATE ENERGY OFFICE  
PROGRAM 106 ENERGY OFFICE ADMINISTRATION/AID**

**PROGRAM OBJECTIVES**

Actual history in the form of aid is inflated by *American Recovery and Reinvestment Act of 2009* (ARRA) funds. However, ARRA funds are not reflected in the base appropriation or in the request year. In the previous 3 years, the Energy Office has used the ARRA administrative funds to cover agency related and approved administrative expenses. For example, the administration of the loan program, state energy office program initiatives administration, reporting requirements, building code administration and training, and monitoring project and financial records for program compliance. The agency intends to use the allocation of cash funds as ARRA funding has been expended. Cash funds are important for agency operations especially as federal funding is less certain and federal programs require a state match.

**PROGRAM DESCRIPTION**

The Energy Office used state cash funds to carry out the functions detailed in the program description above. Most federal funding the Energy Office receives is distributed in the form of aid pursuant to the federal program requirements under which the funding was received. The areas listed below are reflective of the aid distributed by the Energy Office.

Weatherization Assistance Program (WAP). WAP funding is derived from annual appropriations by Congress to the USDOE. State allocations are based on a formula outlined in federal statutes. The WAP is governed by various federal regulations designed to manage and account for the resources provided. The Nebraska Weatherization Program began in 1979 and through June 30, 2011, over 64,411 homes have been weatherized with a \$98.22 million investment. A portion of the *Low-Income Heating and Energy Assistance Program* (LIHEAP) funds have been allocated to the weatherization program. Congress established a formula for distribution of funds to States based on each State's climate and low-income population. The funding for the LIHEAP program is directed to the Nebraska Department of Health and Human Services (NDHHS). The Energy Office, under a Memorandum of Understanding with NDHHS, received approximately 11% of the total block grant funds awarded to serve household in Nebraska. This program is administered in accordance with applicable USDOE, HHS, and the Nebraska WAP State Plan guidelines, rules and regulations. In 2012, the Energy Office received \$3,624,949 of the \$30,200,000 received by NDHHS. This funding will weatherize 575 homes.

For the program year ending, June 30, 2012, the Energy Office received \$657,170 in USDOE WAP formula funds and this funding will be used to weatherize approximately 100 homes. The total state funding is distributed by a formula, detailed in the State Plan, to Community Action Agencies (CAPS) across the state. The CAPS are responsible for the weatherization work in their designed areas. The Energy Office administers the program in accordance to USDOE guidance. A portion of the funds are set aside for training and technical assistance, which includes inspections and training WAP network staff.

In 2009, WAP received \$41,644,458 through the *American Recovery and Reinvestment Act of 2009* (ARRA), with the initial goal of weatherizing 4,000 homes. Production reports as of October 2012, \$37,573,366.58 has been expended to weatherize 4,763 homes.

State Energy Program (SEP). SEP provides financial and technical assistance to states through formula and competitive grants. States use their formula grants to develop strategies and goals specific to the State's energy priorities, design and then implement these state-driven energy programs. Competitive grant solicitations are issued annually, based on available federal funding, and typically frame the President's energy priorities. States are required to provide a 20% match for SEP annual formula funding allocations. The Energy Office uses State Cash Funds to meet this match requirement. In 2012, the Energy Office received \$293,000 in SEP

**PROGRAM 106 ENERGY OFFICE ADMINISTRATION/AID, CONT'D.**

formula funds to partner with energy industry stakeholders on energy education and outreach activities, administer the Dollar and Energy Saving Loan Program, undertake public information activities and provide technical assistance related to residential and commercial energy efficiency technologies.

In 2009, SEP received \$30,910,000 through the ARRA. As of October 2012, \$29,792,386 has been expended.

\$12.3 million ARRA funds were added to the Dollar and Energy Saving Loan Program and have been loan out in eligible projects. Funds are used for eligible projects according to the SEP ARRA guidelines and are mainly used to leverage low-interest loans for mortgages and other energy efficiency projects in residential, commercial, institutional, industrial, agricultural, and local governmental sectors. These funds will continue to revolve and loan repayments will be disbursed in aid in the form of loan payments to lending institutions.

Energy Efficiency and Conservation Block Grant Program (EECBG). EECBG provides funding to eligible entities that implement strategies which reduce fossil fuel emissions in a manner that is environmentally sustainable and maximizes benefits for local and regional communities, reduce the total energy use of eligible entities, and improve energy efficiency in the building sector and other appropriate sectors. In 2009, EECBG received \$9,593,500 through the ARRA. As of September 2012, \$6,761,831.98 has been expended.

State Energy Efficiency Appliance Rebate Program. In 2009, \$1.711 million was received under the ARRA to provide rebate claims for eligible energy efficient appliances. As of December 2010, all federal funds were expended. This program did require \$205,320 in state matching funds which the Energy Office used state cash funds to meet the requirement.

Energy Assurance Planning Grant. In 2009, \$363,635 was received under the ARRA to strengthen and expand state and local government energy assurance planning and resiliency efforts. As of October 2012, \$317,919.93 has been expended.

Energy Building Code Grant. In November 2010, \$276,451 was received under the ARRA to assess code compliance, provide training to building professionals and code officials and measure the economic value of energy efficient building codes. As of June 2011, all funding has been expended.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Homes weatherized	11,157	2,267	2,216	1,720
Dollar & Energy Saving Loans	845	742	477	550

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	504,068	261,204	184,411	1,250,000
Federal	15,841,207	35,664,768	32,619,849	6,349,656
Revolving				
<b>Total</b>	16,345,275	35,925,972	32,804,260	7,599,656

Employees	0	0	0	0
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## AGENCY 72 DEPARTMENT OF ECONOMIC DEVELOPMENT

**DIRECTOR:** Catherine Lang  
Fourth Floor West  
State Office Building  
471-3747

**LEGISLATIVE** Jeanne Glenn  
**FISCAL OFFICE:** 471-0056

**EXECUTIVE** Gary Bush  
**BUDGET OFFICE:** 471-4161

### AGENCY DESCRIPTION

The Department of Economic Development was created in 1967 and the Director is appointed by the Governor. A nine-member Economic Development Commission serves as an advisory body to the Director. The Department promotes the growth of industry and commerce within Nebraska, has responsibilities in community development and technical assistance, and is mandated to cooperate with other agencies and organizations in statewide economic development.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	4,081,497	4,470,353	4,151,320	4,257,955
Cash	5,130,258	3,733,253	4,484,364	1,045,677
Federal	1,721,321	1,982,063	1,347,407	2,008,986
Revolving				
<b>Total Operations</b>	10,933,076	10,185,668	9,983,091	7,312,618
<b>STATE AID:</b>				
General	2,243,831	1,005,370	1,958,140	7,200,000
Cash	11,482,926	13,326,312	8,571,526	15,014,694
Federal	20,068,962	36,483,337	28,441,704	24,187,291
<b>Total State Aid</b>	33,795,719	50,815,018	38,971,371	46,401,985
<b>TOTAL FUNDS:</b>				
General	6,325,328	5,475,723	6,109,460	11,457,955
Cash	16,613,184	17,059,564	13,055,890	16,060,371
Federal	21,790,283	38,465,400	29,789,111	26,196,277
Revolving	0			
<b>Total Budget</b>	44,728,795	61,000,687	48,954,461	53,714,603
Employees	74.88	69.26	66.59	68.0

**AGENCY 72 DEPARTMENT OF ECONOMIC DEVELOPMENT  
PROGRAM 134 RURAL DEVELOPMENT COMMISSION**

**PROGRAM OBJECTIVES**

- Focus attention on and increase awareness of opportunities and needs of rural Nebraska
- Strengthen community sustainability and growth in rural Nebraska through increased community-based wealth creation, expanded economic opportunity and improved quality of life
- Stimulate rural development innovation and foster information transfer to, from, and within rural Nebraska
- Ensure that rural Nebraskans are afforded the opportunity to determine rural Nebraska's development agenda
- Foster community-based development initiatives through multi-community partnerships

**PROGRAM DESCRIPTION**

The Rural Development Commission advocates for effective development in rural Nebraska. The commissioners represent a broad cross-section of rural Nebraska and meet regularly. Staff additionally administers the Building Entrepreneurial Communities Act and the Agricultural Innovation and Value-Added Agricultural grant programs including education about the programs and encouraging rural participation.

In FY2012-13, funding for the Rural Development Commission was eliminated.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	292,817	153,656	145,161	0
Cash				
Federal	669	17	0	0
Revolving				
<b>Total</b>	293,486	153,673	145,161	0
Employees	2.08	1.83	1.85	0

**AGENCY 72 DEPARTMENT OF ECONOMIC DEVELOPMENT  
PROGRAM 134 RURAL DEVELOPMENT COMMISSION/AID**

**PROGRAM OBJECTIVES**

-- Award grants from funds allocated to the Building Entrepreneurial Communities and Agricultural Opportunities and Value-Added Partnership programs to eligible coalitions, communities and organizations.

**PROGRAM DESCRIPTION**

The Building Entrepreneurial Communities grant program awarded grants for a variety of community-based projects to support small business and entrepreneurial development by creating community capacity to build and sustain programs to generate and retain regional wealth.

The Agricultural Opportunities and Value-Added Partnership grant program awarded grants to support collaborative development of agricultural value-added enterprises and growth of rural regions.

These programs were eliminated beginning in FY2011-12, and funding was transferred to the Business Innovation Grant Program in Program 603.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	128,203	344,536	637,825	0
Cash				
Federal				
Revolving				
<b>Total</b>	128,203	344,536	637,825	0
Employees	0	0	0	0

**AGENCY 72 DEPARTMENT OF ECONOMIC DEVELOPMENT  
PROGRAM 600 ADMINISTRATION**

**PROGRAM OBJECTIVES**

- Identify common priorities leading to development alliances among development organizations.
- Improve the effectiveness of statewide economic development efforts.
- Facilitate the coordination of development programs and service delivery through the support of cooperative organizations.
- Link local development initiatives into regional opportunities.
- Maintain reliable data bases and integrate relevant information for printed and electronic publication.
- Emphasize statewide customer service and program delivery.
- Create and encourage a team environment.

**PROGRAM DESCRIPTION**

The Administration program generally serves the administrative, information, and field service programs of the Department. Functions that are covered in the program include the Department's Public Information Office, Personnel and Fiscal Office, and Information Technology staff. Each of these entities helps all divisions by providing a needed service including research, fiscal, personnel, information technology services, and overall management of the Department.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	1,198,371	1,248,474	1,092,404	1,155,672
Cash	166,375	173,140	163,028	258,722
Federal	98,029	106,081	110,623	158,344
Revolving				
<b>Total</b>	1,462,775	1,527,695	1,366,055	1,572,738
Employees	16.72	16.12	13.88	15.80

**AGENCY 72 DEPARTMENT OF ECONOMIC DEVELOPMENT  
PROGRAM 600 HERITAGE NEBRASKA MAIN STREET PROGRAM/AID**

**PROGRAM OBJECTIVES**

- Revitalize historic downtown districts through economic development and historic preservation.
- Provide funding, training and technical assistance to Nebraska communities.

**PROGRAM DESCRIPTION**

This program provides state funding for Heritage Nebraska to carry out the Heritage Nebraska Main Street Program. Heritage Nebraska Main Street is dedicated to educating and supporting Nebraska communities in revitalizing historic business districts through economic development and historic preservation using design, organization, promotion and economic restructuring.

Funding for this activity was eliminated from the Department budget beginning in FY2011-12.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	102,000	93,100	0	0
Cash	39,700	22,983	10,000	14,250
Federal				
Revolving				
<b>Total</b>	141,700	116,083	10,000	14,250
Employees	0	0	0	0

**AGENCY 72 DEPARTMENT OF ECONOMIC DEVELOPMENT  
PROGRAM 601 COMMUNITY AND RURAL DEVELOPMENT/OPERATIONS**

**PROGRAM OBJECTIVES**

- Encourage strategic planning and implementation.
- Provide Community Development Block Grant assistance to support financing of local business development, housing development and community development.
- Coordinate programs and services with other providers to increase effectiveness and impact.
- Provide leadership for partnerships to increase public and private investments in housing, community and business development.
- Provide training and educational opportunities to build capacity development organizations.
- Provide a framework and process for communities to use in development.
- Administer the Community Development Program and the Community Development Assistance Act.

**PROGRAM DESCRIPTION**

The Community and Rural Development Division is organized to address the issues of job creation, infrastructure, and housing development finance. The division works to build the capacity of communities, improve local leadership and decision-making skills, and collaborates with partners in housing and community development. Programs and initiatives under Program 601 include: the Community Block Grant Program, the Nebraska Community Improvement Program (NCIP), the Affordable Housing Program, the Community Development Assistance Act (CDAA), and strategic planning assistance.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	219,978	266,693	219,553	236,382
Cash	444,274	299,237	195,434	622,018
Federal	998,623	1,034,901	1,049,755	1,774,468
Revolving				
<b>Total</b>	1,662,875	1,600,831	1,464,743	2,632,848
Employees	19.32	17.90	16.69	20.74

**AGENCY 72 DEPARTMENT OF ECONOMIC DEVELOPMENT  
PROGRAM 601 COMMUNITY AND RURAL DEVELOPMENT/AID**

**PROGRAM OBJECTIVES**

- To distribute Community Development Block Grant (CDBG) funds from the U.S. Department of Housing and Urban Development.
- To distribute Affordable Housing Trust Fund monies.
- To distribute Microenterprise Development program monies.

**PROGRAM DESCRIPTION**

The Community Development Block Grant program provides Nebraskans with appropriate, affordable and accessible housing and infrastructure; and quality jobs through financing new and expanding businesses and providing grants for community and economic development projects using federal funds. The Affordable Housing Trust Fund provides technical assistance, grants and loans for affordable housing. The Microenterprise Program provided technical and lending support to about 500 businesses annually. Beginning in FY2011-12, funding for microenterprise development was moved to Program 603, as a component of the Business Innovation Grant program.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	1,042,648	235,276	125,000	0
Cash	9,155,587	9,957,937	6,027,907	10,000,000
Federal	19,652,436	35,932,960	28,011,237	23,937,950
Revolving				
<b>Total</b>	29,850,671	46,126,173	34,164,144	33,937,950
Employees	0	0	0	0

**AGENCY 72 DEPARTMENT OF ECONOMIC DEVELOPMENT  
PROGRAM 603 BUSINESS DEVELOPMENT/OPERATIONS**

**PROGRAM OBJECTIVES**

- Provide technical and financial services to businesses, regional organizations and communities to expand economic development opportunities
- Attract new employers and employees to Nebraska.

**PROGRAM DESCRIPTION**

The Business Development Division includes the following program functions:

---**The Business Recruitment program** is charged with planning and initiating activities to grow industries and businesses in order to increase economic opportunities for Nebraska citizens and communities. DED personnel work closely with existing businesses and the state's entrepreneurs in order to provide technical assistance with business development, job retention and expansion plans.

---**The Business Innovation and Start-Up program** provides technical support for Nebraska businesses with retention and expansion plans; assistance for start-up businesses and entrepreneurs; research and technical support for regional and community leaders regarding economic development and business issues, and operates the One Stop Business Assistance Center.

---**The International Trade and Investment Program** works to expand international markets for Nebraska businesses, increase international investment in Nebraska and foster relationships that create jobs and partnerships. The program works with countries around the world but focuses on the targeted markets of Japan, China, Germany and Brazil.

---**The Field Service program** works to assist Nebraska communities and businesses with issues to strengthen economic development activities and create an environment that expands business development opportunities. Representatives live and work in locations across Nebraska to increase communications and access to Department resources and programs.

---**The Industry Cluster Team** helps support, organize and manage industry councils. Team members are also responsible for primary economic and market research to understand where particular market sectors stand in Nebraska.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	2,376,716	2,426,530	2,569,202	2,865,921
Cash	136,234	49,597	149,123	164,937
Federal	231,506	166,337	187,029	76,174
Revolving				
<b>Total</b>	2,744,456	2,642,464	2,905,354	3,107,032
Employees	25.47	23.63	25.0	31.46

**AGENCY 72 DEPARTMENT OF ECONOMIC DEVELOPMENT  
PROGRAM 603 BUSINESS DEVELOPMENT/AID**

**PROGRAM OBJECTIVES**

- To retrain existing workers for high skill/high paying jobs.
- To meet the training and human resource needs of new and expanding industry.
- To provide funding for internship programs in Nebraska companies
- To encourage the development of new technology and quality job opportunities
- To provide funding for research, new product development and business expansion
- To provide funding for the development of industrial-ready sites in Nebraska communities

**PROGRAM DESCRIPTION**

The Department's job training funds are used to provide pre-employment training delivered through community colleges or other vendors. In addition, funds are used to help offset costs associated with on-the-job training for new hires and for retraining existing workers on new processes and equipment. The Intern Nebraska component of this program provides funding for internship opportunities in Nebraska businesses for college and university students.

The Business Innovation Act provides funding to help businesses develop new technologies that lead to quality job opportunities across the state. Competitive grants provide funding and technical assistance for research at Nebraska institutions, new product development and testing, and help expand small business and entrepreneur outreach efforts.

The Site and Building Development Fund provides financial assistance for industrial site and building development. Eligible activities include land and building acquisition; building construction or rehabilitation; site preparation; infrastructure development and improvements; engineering and design costs; technical assistance and planning; and other costs necessary for the development of industrial-ready sites and buildings.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	568,109	332,458	1,197,316	7,200,000
Cash	1,736,325	2,205,170	2,427,340	4,382,944
Federal	416,526	550,377	430,467	249,347
Revolving				
<b>Total</b>	2,720,960	3,088,004	4,053,122	11,832,285
Employees	0	0	0	0

**AGENCY 72 DEPARTMENT OF ECONOMIC DEVELOPMENT  
PROGRAM 618 TRAVEL AND TOURISM/OPERATIONS**

**PROGRAM OBJECTIVES**

- Create an attractive image for resident and nonresident travel to Nebraska.
- Influence the travel decisions of visitors already in Nebraska.
- Assist in community- and regional-based tourism development and marketing.

**PROGRAM DESCRIPTION**

The Division of Travel and Tourism, Program 618, provided a variety of programs and services that help communities develop their tourism potential. These programs and services include Tourism Assessment Resource Growth Evaluation Team (TARGET), tourism marketing grants, tourism advertising partnerships, marketing at national and international trade shows, group tour marketing, press tours and travel writers assistance, travel counselor program, and tourism planning assistance. The Department's Travel and Tourism Division was funded through a one percent lodging tax cash fund.

Legislation adopted in 2012 established the Nebraska Tourism Commission as a separate state agency and the functions and budgetary resources of the Tourism Division were transferred from the Department of Economic Development to the newly-created agency. For information regarding the Nebraska Tourism Commission, please refer to Agency 91 – Nebraska Tourism Commission.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	121,818	375,000	125,000	0
Cash	4,383,375	3,211,279	3,976,778	0
Federal	392,494	674,726	0	0
Revolving				
<b>Total</b>	4,897,687	4,261,005	4,101,778	0
Employees	11.29	9.78	9.17	0

**AGENCY 72 DEPARTMENT OF ECONOMIC DEVELOPMENT  
PROGRAM 618 TRAVEL AND TOURISM/AID**

**PROGRAM OBJECTIVES**

- Create public/private and media partnerships for regional promotion.
- Underwrite new or expanded events.
- Support tourism leaders at industry trade and travel shows.

**PROGRAM DESCRIPTION**

The Division's state aid program for marketing assistance helps tourism leaders with regional marketing, event promotion, and participation at industry trade shows. The marketing grants seek to promote resident and nonresident travel expenditures to their region from at least 100 miles away from their locale. The grant support is intended to start new partnerships within a region and create or expand an existing event.

Legislation adopted in 2012 established the Nebraska Tourism Commission as a separate state agency and the functions and budgetary resources of the Tourism Division were transferred from the Department of Economic Development to the newly-created agency. For information regarding the Nebraska Tourism Commission, please refer to Agency 91 – Nebraska Tourism Commission.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	402,871	0	0	0
Cash	117,739	110,034	92,186	0
Federal				
Revolving				
<b>Total</b>	520,610	110,034	92,186	0
Employees	0	0	0	0

**AGENCY 72 DEPARTMENT OF ECONOMIC DEVELOPMENT  
PROGRAM 655 CIVIC AND COMMUNITY CENTER FINANCING/AID**

**PROGRAM OBJECTIVES**

- Support the development of civic, cultural and convention centers and libraries throughout Nebraska
- Support projects that attract new civic, cultural and convention activity from outside the state
- Support projects that renovate downtown areas and buildings on the National Register of Historic Places.

**PROGRAM DESCRIPTION**

Funds budgeted in this program may be used for the construction of new civic, cultural or convention centers and libraries, or fund the renovation or expansion of existing centers. The fund may also be used for projects to renovate downtown areas and buildings on the National Register of Historic Places. The minimum amount a single project may receive is \$20,000; maximum amounts are determined based upon the size of the municipality. Grants are limited to one per project and may not exceed 50% of the total project cost.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	433,575	1,038,188	14,094	617,500
Federal				
Revolving				
<b>Total</b>	433,575	1,038,188	14,094	617,500
Employees	0	0	0	0

# **AGENCY 73 STATE BOARD OF LANDSCAPE ARCHITECTS**

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**BOARD CHAIR:** Dennis E. Bryers

**LEGISLATIVE** Doug Gibbs

**FISCAL OFFICE:** 471-0051

**AGENCY**

**OFFICE:** 215 Centennial Mall  
 South, Suite 400  
 PO Box 95165  
 Lincoln NE 68509-5165  
 402-471-2407

**EXECUTIVE** Gary Bush

**BUDGET OFFICE:** 471-4161

**AGENCY DESCRIPTION**

The Professional Landscape Architect’s Act was passed in 1967 creating the State Board of Landscape Architects. Six members are appointed by the Governor, consisting of five licensed professional landscape architects and one public member. The Board carries out the Act to protect the health, safety and welfare of the citizens of Nebraska by ensuring licensure and regulation of individuals who practice the profession of landscape architecture and present themselves as Landscape Architects within the State.

The State Board of Landscape Architects conducts its operations under a Memorandum of Understanding with the Board of Engineers and Architects. Administrative services supplied to the Board of Landscape Architects under the terms of the Memorandum of Understanding include shared salary, benefits, rent, maintenance, telephone, email, data lines, and office supplies. Other expenses such as postage, publication and printing, dues and subscriptions, examination expenses, accounting and auditing services, etc. are assigned directly to the Board of Landscape Architects and are not part of the Memorandum of Understanding with the Board of Engineers and Architects.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	0	0	0	0
Cash	18,626	19,825	21,359	32,711
Federal				
Revolving				
<b>Total Operations</b>	18,626	19,825	21,359	32,711
Employees	0	0	0	0

**AGENCY 73 STATE BOARD OF LANDSCAPE ARCHITECTS  
PROGRAM 597 STATE BOARD OF LANDSCAPE ARCHITECTS**

**PROGRAM OBJECTIVE**

The State Board of Landscape Architects is a leader in safeguarding the life, health, property and public welfare of the people of Nebraska by insuring that the landscape architects serving the public meet minimum standards of proficiency and competency. The mission of the Board crosses three primary issues:

1. Licensing qualified professionals through examination and reciprocity with other states.
2. Education and enforcement of Nebraska statutes as set forth by the Legislature and rules and regulations promulgated by the Board.
3. Providing quality services to licensed individuals, those seeking licensure, the public, and other state agencies.

**PROGRAM DESCRIPTION**

Board activities include the following: evaluation and verification of landscape architect applications; enforcement and investigation of complaints in regard to laws regulating the title and practice of landscape architecture; annual verification of compliance with continuing education requirements for the purpose of annual license renewal; and the collection of fees for applications, certificates, and renewals. The Board is funded by fees collected from licenses and renewals.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Number of landscape architects:	92	91	102	110
Number licensed during fiscal year:	12	9	13	10
Number licensed by reciprocity or CLARB Council Certificate:	12	8	10	7
Number of applicants examined:	2	1	2	0*
Number of complaints received:	0	3	0	2

\*Beginning in FY2012-13, the Board no longer receives applications for examinations.

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	0	0	0	0
Cash	18,626	19,825	21,359	32,711
Federal				
Revolving				
<b>Total</b>	18,626	19,825	21,359	32,711
<b>Employees</b>	0	0	0	0

## **AGENCY 74 - POWER REVIEW BOARD**

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**DIRECTOR:** Tim Texel  
Fifth Floor  
State Office Bldg.  
471-2301

**LEGISLATIVE** Scott Danigole  
**FISCAL OFFICE:** 471-0055

**EXECUTIVE** Cindy Miserez  
**BUDGET OFFICE:** 471-4174

### **AGENCY DESCRIPTION**

The Power Review Board was created in 1963 under the Department of Water Resources as a regulatory and quasi-judicial administrative agency with jurisdiction over Nebraska's electric power industry. In 1980, the Board became independent. The Board consists of five members appointed by the Governor and confirmed by the Legislature. The Board is required to include one attorney, one engineer, one accountant and two lay persons. Statutes authorize the Board to hire an executive director, staff and consultants to carry out the Board's activities. The Board currently has three staff members: an executive director/general counsel, a business manager, and a paralegal.

One of the Board's primary functions is to act in a quasi-judicial capacity to resolve disputes between Nebraska's publicly-owned electric utilities, and to resolve disputes between power suppliers and their customers. The following is a list of some of the Board's duties:

1. Approve petitions to create public power districts and any amendments to the existing charters of public power districts;
2. Approve electric utility service areas and designating who shall serve in these areas;
3. Approve amendments to service areas;
4. Conduct hearings and approve applications to construct generation and transmission facilities;
5. Approve creation of agencies for joint financing for municipalities;
6. Approve creation of joint agencies for the creation of rural public power district financing;
7. Approval of microwave communication facilities constructed by public power utilities;
8. Act as the official repository for many documents, including wholesale and retail service area agreements, public power district petitions for creation and all amendments, and agreements transferring ownership of assets from one utility to another;
9. Conduct hearings on rate disputes between power suppliers, and between power suppliers and customers in rate discrimination cases or failure to provide electric service.
10. Although not a statutory duty, the Board has a designated representative on various committees, working groups and task forces as Nebraska's regulatory agency that participates in the activities of the Southwest Power Pool (a regional transmission organization that oversees the transmission grid in most of Nebraska) and on the Western Interconnection Regional Advisory Body that serves as an advisory body on transmission reliability issues in the western U.S., including a portion of Nebraska's panhandle.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
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### **OPERATIONS:**

General

Cash	305,901	346,938	466,264	641,776
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Federal

Revolving

<b>Total Operations</b>	305,901	346,938	466,264	641,776
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Employees	3.12	3.0	3.37	3.12
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**AGENCY 74 POWER REVIEW BOARD  
PROGRAM 72 ENFORCEMENT OF STANDARDS**

**PROGRAM OBJECTIVES**

- To ensure that Nebraska's citizens are provided with adequate, reliable electric service at as low an overall cost as possible.
- To avoid and eliminate conflict and competition between public power entities.
- To avoid duplication of electric generation and transmission facilities.

**PROGRAM DESCRIPTION**

The Board holds hearings and has subpoena power to decide the following matters related to public power: the approval of electric utility service area agreements; the resolution of service area disputes; the approval of applications to amend service areas; and the determination of the value of transferred service areas and generation and transmission facilities. The Board is also responsible for resolving certain disputes between customers and retail power suppliers, approving construction of new generation and transmission facilities, and approving microwave communication facilities owned by public power entities. The agency is cash funded through assessments on Nebraska's power suppliers. The Board receives no General Funds.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Meetings	12	11	10	11
Hearings	7*	4	1	4
Transmission Construction Applications	11	11	3	8
Generation Construction Applications	1	2	2	2
Retail Service Area Modifications	6	7	7	7
Petition to Amend District Charters	6	2	11	3
Complaints	0	1	1	1
Microwave Communication Applications	0	0	1	1

\* The hearings for three separate but related transmission line applications (to serve pumping stations for the originally proposed route of the TransCanada XL pipeline) were consolidated into one for purposes of the Board's evidentiary hearing.

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	305,901	346,938	466,264	641,776
Federal				
Revolving				
<b>Total</b>	305,901	346,938	466,264	641,776
Employees	3.12	3.00	3.37	3.12

## **AGENCY 75 NEBRASKA INVESTMENT COUNCIL**

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**DIRECTOR:** Jeffrey W. States  
 941 "O" Street  
 Suite 500  
 Lincoln, NE 68508  
 471-2043

**LEGISLATIVE FISCAL OFFICE:** Kathy Tenopir  
 471-0058

**EXECUTIVE BUDGET OFFICE:** Gary Bush  
 471-4161

### **AGENCY DESCRIPTION**

The Nebraska Investment Council was established under 1967 and 1969 laws as a centralized state investment agency. The Council provides investment management services for the State. Most provisions governing its activities are contained in the Nebraska State Funds Investment Act (72-1237 through 72-1260) and the Nebraska Capital Expansion Act (72-1261 through 72-1269).

The agency is governed by the seven-member council. Five voting members are appointed by the Governor and confirmed by the Legislature. They serve five-year staggered terms. The State Treasurer and the Executive Director of the Public Employees' Retirement Systems serve as non-voting members. The Council appoints a State Investment Officer, subject to the approval of the Governor and the Legislature. The State Investment Officer, with the assistance of the agency staff, directs the investment of funds in accordance with state statutes and the policies of the Council.

The purpose of the Council is to formulate and establish such policies as it may deem necessary and proper which shall govern the methods, practices, and procedures followed by the State Investment Officer for the investment or reinvestment of state funds and funds described in Section 83-133 and the purchase, sale, or exchange of securities as provided by the Nebraska State Funds Investment Act and the Nebraska Capital Expansion Act.

The Nebraska Investment Council manages the investments of various retirement plans, the state and its agencies, the College Savings Plan, and other trusts and endowments as determined by law.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
<b>OPERATIONS:</b>				
General				
Cash	2,035,526	2,267,618	2,348,663	2,480,449
Federal				
Revolving				
<b>Total Operations</b>	2,035,526	2,267,618	2,348,663	2,480,449
Employees	6.6	8.17	8.36	8.75

**AGENCY 75 NEBRASKA INVESTMENT COUNCIL  
PROGRAM 610 INVESTMENT ADMINISTRATION**

**PROGRAM OBJECTIVES**

- To fulfill the fiduciary duty by managing the assets of the retirement systems, the Nebraska Educational Savings Plan Trust and the assets of state funds solely in the interests of the beneficiaries of those plans.
- To achieve long-term net rates of return on investments that meet or exceed the required rate of return on liabilities or other fund objectives and that meet or exceed market-based performance benchmarks after expenses, without taking imprudent risk.
- To determine and implement investment management strategies and strategic asset allocations that discharge the investment and fiduciary responsibilities created by the Legislature.
- To maintain a high level of professional competence and conduct due diligence in the dynamic financial markets, so that decisions are made with a sound and prudent understanding of the relevant issues.
- To regularly review and revise, as needed, the Investment Policy Statements and Governance Policies approved by the Council. The Investment Policy Statements represent the Council's determination of the asset allocation, sub-set allocation, implementation strategy, investment managers, and benchmarks for the funds entrusted to it by the State of Nebraska.
- To operate the agency efficiently and accurately and with unquestioned integrity.
- To employ the most cost effective means available to implement its investment strategies and asset allocations.

**PROGRAM DESCRIPTION**

The State Investment Officer and staff manage the funds as directed by the Investment Council. The target asset allocation for each fund varies, depending on the specific objectives and risk tolerance of that portfolio. For example, the Defined Benefits Retirement Plan assets are currently allocated as follows: 31.5% U.S. equities; 30% fixed income; 13.5% international equities; 5% private equities; 15% global equities and 5% real estate. General Fund assets are invested in short term and medium term instruments to provide necessary liquidity.

**STATISTICS**

	<b>Calendar Year</b>		
	<u>Actual</u> <u>2009</u>	<u>Actual</u> <u>2010</u>	<u>Actual</u> <u>2011</u>
<u>Assets Managed</u> (millions)			
Defined Benefits Plan	\$6,449	7,250	7,204
State & County Retirement Plans and Deferred Comp. Plan	1,696	1,935	1,954
Operating Investment Pool	2,778	2,783	3,006
NE Educational Savings Plan Trust	2,035	2,393	2,474
General Endowments	494	547	562
Health Care Endowment	317	339	311
Miscellaneous Trusts	73	74	75
University Funds	228	257	245
	<u>\$14,070</u>	<u>15,578</u>	<u>15,831</u>

**AGENCY 75 NEBRASKA INVESTMENT COUNCIL  
PROGRAM 610 INVESTMENT ADMINISTRATION, CONTD.**

**STATISTICS , CONT.**

	<b>Calendar Year</b>		
	Actual	Actual	Actual
	<u>2009</u>	<u>2010</u>	<u>2011</u>
<u>Investment Return</u> (millions)			
Defined Benefit Plan	\$1,148	859	28
State & County Retirement Plans	476	271	18
Operating Investment Pool	114	122	96
NE Educational Savings Plan Trust	338	249	-4
General Endowments	89	58	11
Health Care Endowment	60	38	-6
Miscellaneous Trusts	8	6	4
University Funds	46	32	-6
	<u>\$2,279</u>	<u>1,635</u>	<u>141</u>

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	2,035,526	2,267,618	2,348,663	2,480,449
Federal				
Revolving				
<b>Total</b>	2,035,526	2,267,618	2,348,663	2,480,449
Employees	6.6	8.17	8.36	8.75

# **AGENCY 76 NEBRASKA COMMISSION ON INDIAN AFFAIRS**

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**DIRECTOR:** Judi gashkibos  
Sixth Floor  
State Capitol  
471-3475

**LEGISLATIVE** Elizabeth Hruska  
**FISCAL OFFICE:** 471-0053

**EXECUTIVE** Matt Eash  
**BUDGET OFFICE:** 471-4175

## **AGENCY DESCRIPTION**

The Commission on Indian Affairs was established in 1971 and consists of 14 Indian commissioners appointed by the Governor. The commission’s statutory mission is “to do all things which it may determine to enhance the cause of Indian rights and to develop solutions to problems common to all Nebraska Indians.” It is the state liaison between the four headquarter tribes of the Omaha, Ponca, Santee Sioux and Winnebago Tribes of Nebraska. It helps ensure the sovereignty of both tribal and state governments are recognized and acted upon in a true government-to-government relationship. The commission serves off-reservation Indian communities by helping assure they are afforded the right to equitable opportunities in the areas of housing, employment, education, health care, economic development and human/civil rights within Nebraska. All goals of the commission are accomplished through advocacy, education and promotion of legislation.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	200,273	190,895	158,428	167,410
Cash		20,119	9,595	
Federal			33,502	92,922
Revolving				
<b>Total Operations</b>	200,273	211,014	201,525	260,332
Employees	3	3	3	3

**AGENCY 76 - NEBRASKA COMMISSION ON INDIAN AFFAIRS  
PROGRAM 584 - COMMISSION ON INDIAN AFFAIRS**

**PROGRAM OBJECTIVES**

- review all legislation concerning sovereign citizens and work with the legislative committees
- prepare testimony and gather research data
- collaborate wherever possible with state and federal entities in developing and implementing programs that provide equitable services and opportunities for Nebraska's Indian families in the areas of housing, employment, economic development, health, human services, law and order, tribal sovereignty, and civil/human rights

**PROGRAM DESCRIPTION**

The purpose of the Commission shall be to join representatives of all Indians in Nebraska to do all things which it may determine to enhance the cause of Indian Rights and to develop solutions to problems common to all Nebraska Indians. The Commission is committed to the social and economic betterment of all American Indians living in the state of Nebraska and educates for a greater cultural understanding of the state's first citizens. NCIA's principles are based in honoring and respecting the government-to-government memorandum between the Governor and Nebraska's headquartered tribes.

LB 1002, passed in the 2010 session provides that any political subdivision within a 30-mile radius of the census-designated place, as defined in the bill, may annually apply to the Commission on Indian Affairs for state assistance to fund economic development, health, or law enforcement programs in the political subdivision. One year funding of \$25,000 cash funds was provided for the grant program and one year funding for a staff person was provided through the general fund. A one-time appropriation of \$15,000 was provided in FY 12.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Commission meetings	3	3	3	3
Newsletters published	3	0	0	0
Social media websites/pages	1	1	4	4

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	200,273	190,895	158,428	167,410
Cash		20,119	9,595	
Federal			33,502	92,922
Revolving				
<b>Total</b>	200,273	211,014	201,525	260,332
<b>Employees</b>	<b>3</b>	<b>3</b>	<b>3</b>	<b>3</b>

# AGENCY 77 COMMISSION OF INDUSTRIAL RELATIONS

**DIRECTOR:** Annette Hord  
Fifth Floor East  
State Office Building  
471-2934

**LEGISLATIVE** Kathy Tenopir  
**FISCAL OFFICE:** 471-0058

**EXECUTIVE** Elton Larson  
**BUDGET OFFICE:** 471-4173

## **AGENCY DESCRIPTION**

The Commission of Industrial Relations was created in 1947 and consists of five commissioners who are appointed by the Governor for six year terms and are paid on a per diem basis.

The Commission determines bargaining units, conducts representation elections, issues bargaining orders, orders parties to mediation and fact-finding, resolves wage determination impasse cases and cases involving prohibited practices. The Commission's jurisdiction is limited to disputes between employees and employers involved in governmental services or public utilities and does not include employees in the private sector.

The Commission administers both the Industrial Relations Act and the State Employees Collective Bargaining Act.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	265,866	276,478	287,662	302,708
Cash				
Federal				
Revolving				
<b>Total Operations</b>	265,866	276,478	287,662	302,708
Employees	3	3	3	3

**AGENCY 77 COMMISSION OF INDUSTRIAL RELATIONS  
PROGRAM 490 – COMMISSIONER EXPENSES**

**PROGRAM OBJECTIVES**

--- To reimburse commissioners' expenses incurred while performing commission

**PROGRAM DESCRIPTION**

The purpose of Program 490 is to track and account for the expenses incurred for and by the commissioners in the performance of their duties as members of the Commission of Industrial Relations. This program was created in 2008. There are five per diem commissioners.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	54,883	66,549	76,648	86,077
Cash				
Federal				
Revolving				
<b>Total</b>	54,883	66,549	76,648	86,077
Employees	0	0	0	0

**AGENCY 77 COMMISSION OF INDUSTRIAL RELATIONS  
PROGRAM 531 COMMISSION OF INDUSTRIAL RELATIONS**

**PROGRAM OBJECTIVES**

- To resolve labor disputes in a fair and timely manner, including wage determinations and unfair labor practices.
- To determine eligible bargaining units and certify exclusive bargaining agents.
- To foster good faith bargaining between disputing parties.

**PROGRAM DESCRIPTION**

The Commission certifies exclusive bargaining agents through a process of designating eligible bargaining units, verifying sufficient employee interest, and conducting a representation election. The Commission may use hearing officers, fact-finders or mediators to foster good faith bargaining between employers and employee bargaining agents and to expedite the resolution of wage determination and unfair labor practice cases. Each case is heard by a single commissioner who drafts an opinion and then gets the concurrence of two other commissioners in order for the Commission to render a decision.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Beginning number of cases	6	6	13	21
New cases & reopened cases	22	32	52	45
Disposed cases	22	25	44	50
Ending carried over cases	6	13	21	16

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	210,983	209,928	211,014	216,631
Cash				
Federal				
Revolving				
<b>Total</b>	210,983	209,928	211,014	216,631

Employees	3	3	3	3
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# AGENCY 78 NEBRASKA COMMISSION ON LAW ENFORCEMENT AND CRIMINAL JUSTICE

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**DIRECTOR:** Michael E. Behm  
Fifth Floor  
State Office Building  
471-2194

**LEGISLATIVE  
FISCAL OFFICE:** Doug Nichols  
402-471-0052

**EXECUTIVE  
BUDGET OFFICE:** Joe Wilcox  
402-471-4178

## **AGENCY DESCRIPTION**

The Governor's Crime Control Commission was created in 1967 by Executive Order. Legislation enacted in 1969 established it as a state agency and changed its name to the Nebraska Commission on Law Enforcement and Criminal Justice (Crime Commission).

The Crime Commission develops comprehensive plans and coordinates activities related to the improvement of criminal justice administration among state and local agencies. Since its inception, additional statutory responsibilities have been assigned to the Crime Commission, which now serves as an umbrella agency for many criminal and juvenile justice programs.

The budget is comprised of the following budget programs: Juvenile Services Act, County Juvenile Services Aid, Central Administration, Law Enforcement Training Center, Victim-Witness Assistance, Crime Victims' Reparations, Jail Standards, Office of Violence Prevention, Byrne Grants, Criminal Justice Information System, Community Corrections Division, and Violence Against Women Aid.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
<b>OPERATIONS:</b>				
General	7,739,569	9,254,331	4,157,130	3,331,208
Cash	1,278,348	826,404	982,524	1,688,147
Federal	1,729,751	1,515,974	1,982,962	3,164,139
Revolving	0	0	0	0
<b>Total Operations</b>	<b>10,747,668</b>	<b>11,596,709</b>	<b>7,122,616</b>	<b>8,183,494</b>
<b>STATE AID:</b>				
General	2,215,868	2,179,518	2,077,421	2,301,403
Cash	109,022	165,319	266,263	394,000
Federal	6,749,855	8,548,744	9,085,206	7,274,739
Revolving	0	0	0	0
<b>Total State Aid</b>	<b>9,074,745</b>	<b>10,893,581</b>	<b>11,428,891</b>	<b>9,970,142</b>
<b>TOTAL FUNDS: See following page.</b>				

**AGENCY 78 NEBRASKA COMMISSION ON LAW ENFORCEMENT  
AND CRIMINAL JUSTICE, CONT'D**

<b>TOTAL FUNDS:</b>				
General	9,955,437	11,433,849	6,234,552	5,632,611
Cash	1,387,370	991,723	1,248,787	2,082,147
Federal	8,479,607	10,064,718	11,068,168	10,438,878
Revolving	0	0	0	0
<b>Total Budget</b>	19,822,414	22,490,290	18,551,507	18,153,636
Employees	46.2	42.6	41.2	44.0

**AGENCY 78 NEBRASKA COMMISSION ON LAW ENFORCEMENT  
AND CRIMINAL JUSTICE  
PROGRAM 150 JUVENILE SERVICES ACT/OPERATIONS & AID**

**PROGRAM OBJECTIVES**

---To increase the number of communities establishing alternatives to detention programs and prevention programs which involve family support, monitoring, and after-school programs.

**PROGRAM DESCRIPTION**

The Juvenile Services Act appropriates general funds to assist local communities with programs that provide alternatives to juvenile incarceration. Each community applying for Juvenile Services grant funds is required to develop and submit to the Crime Commission a comprehensive community juvenile services plan with their grant application. The plan must have the input of citizens within the community and must identify the gaps, needs, and plans to address those needs. Grant funding may be used to implement and operate programs addressing such issues as the prevention of delinquent behavior, diversion and other alternatives to detention, detention programs, shelter care, intensive juvenile probation services, restitution, and family support services.

The Nebraska Coalition for Juvenile Justice (NCJJ) is responsible for the awarding of the grant funds. To help focus efforts across the state and because funding is limited, NCJJ selects priority areas for funding. The NCJJ is also responsible for developing a uniform statistical data collection system and for developing a statewide system to monitor and evaluate the effectiveness of community plans to rehabilitate juvenile offenders and to prevent juveniles from entering the juvenile and criminal justice system.

<b><u>OPERATIONS BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	103,040	89,244	89,036	112,780
Cash				
Federal				
Revolving				
<b>Total</b>	103,040	89,244	89,036	112,780
Employees	1.4	1.1	1.2	1.4

<b><u>AID BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	613,215	613,510	570,633	587,812
Cash				
<b>Total</b>	613,215	613,510	570,633	587,812

**AGENCY 78 NEBRASKA COMMISSION ON LAW ENFORCEMENT  
AND CRIMINAL JUSTICE  
PROGRAM 155 COUNTY JUVENILE SERVICES/AID**

**PROGRAM OBJECTIVES**

- To provide financial assistance to counties for adjudicated juvenile offenders.
- To allow juvenile offenders to receive services in the communities in which they live.

**PROGRAM DESCRIPTION**

The purpose of the County Juvenile Services Aid program is to empower jurisdictions to mobilize and identify local problems and local solutions to their juvenile justice issues. Counties create comprehensive community teams to assess issues and needs that affect youth in their communities. Funds provided through the County Aid program are then used to assist in filling gaps where local resources may be lacking.

Counties provide services identified in their juvenile services plan. The plans are to serve as a blueprint to help guide a county in addressing all aspects of youth issues. The plan is a long-range working document which is reviewed and updated on a regular basis.

Examples of programs funded include diversion, delinquency prevention, intensive probation, shelter care, assessment, evaluation, and family support services. LB 193 in 2005 transferred this program from the Office of Juvenile Services to the Crime Commission.

The Crime Commission requires a 40% local match from counties participating in the program. Local expenditures for community-based programs for juveniles may be applied toward meeting the match requirement. Counties may combine their funds and develop a regional plan with one county serving as the grant applicant.

Any funds not distributed to counties under the County Juvenile Services Aid program will be retained by the Crime Commission to be distributed on a competitive basis under the County Aid Enhancement Program. This change was made by LB1014 in 2008.

<b><u>AID BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	1,516,637	1,479,993	1,420,773	1,477,575
Cash				
Federal				
Revolving				
<b>Total</b>	1,516,637	1,479,993	1,420,773	1,477,575
Employees	0	0	0	0

**AGENCY 78 NEBRASKA COMMISSION ON LAW ENFORCEMENT  
AND CRIMINAL JUSTICE  
PROGRAM 198 CENTRAL ADMINISTRATION/OPERATIONS & AID**

**PROGRAM OBJECTIVES**

---To provide administrative services and to administer federal and state grant programs.

**PROGRAM DESCRIPTION**

This program provides the central administrative services for the Crime Commission, the Jail Standards Board, the Crime Victims' Reparations Committee, the County Attorney Standards Advisory Council, the Juvenile Justice Advisory Group, the Criminal Justice Information Systems Advisory Council, the Task Force on Human Trafficking, and the Community Corrections Division. It also includes most of the major federal grant programs administered by the Crime Commission.

Activities funded include Uniform Crime Reporting (crime statistics), Juvenile Justice and Delinquency Prevention, Juvenile Accountability Incentive Block Grant, Statistical Analysis Center, Byrne Justice Assistance Grant, Violence Against Women Act, Safe Neighborhoods, Residential Substance Abuse Treatment, Meth Initiatives, Sexual Assault Services, Victim Information and Notification Everyday (VINE), Hate Crimes Reporting, Homicide Study, Racial Profiling Reporting, the Task Force on Human Trafficking, and Statewide Crimestoppers Aid.

<b><u>OPERATIONS BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	529,857	512,567	460,088	523,829
Cash	36,201	26,340	34,791	38,271
Federal	787,282	699,177	771,643	867,730
Revolving				
<b>Total</b>	1,353,339	1,238,084	1,266,522	1,429,830
Employees	13.6	12.3	11.7	12.9

<b><u>AID BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	13,457	13,457	13,457	13,457
Federal	4,401,988	5,891,079	6,745,692	4,520,673
<b>Total</b>	4,415,445	5,904,536	6,759,149	4,534,130

**AGENCY 78 NEBRASKA COMMISSION ON LAW ENFORCEMENT  
AND CRIMINAL JUSTICE  
PROGRAM 199 NEBRASKA LAW ENFORCEMENT TRAINING CENTER**

**PROGRAM OBJECTIVES**

- To develop mandated training curriculum and to provide specialized non-mandated training courses for law enforcement officers.
- To maintain training records on each individual law enforcement officer in the state.

**PROGRAM DESCRIPTION**

The Nebraska Law Enforcement Training Center (Training Center), located in Grand Island, is under the supervision and control of the Crime Commission. The Training Center Director is directly responsible to the Commission for compliance with the duties prescribed in statute section 81-1404 and must report on all activities pertaining to the Training Center. The Police Standards Advisory Council provides recommendations to the Commission and the Training Center Director on all matters pertaining to Training Center operations.

The Training Center provides basic training for new officers, supervisor and management training courses, reserve officer training, highway safety courses, initial and in-service training for jail facility employees, in-service training for sheriffs, and various specialized schools.

Training Center staff also certify the curriculum and inspect the three other law enforcement training centers in the state (Omaha, Lincoln, and the State Patrol).

A renovation and expansion of the Training Center facility was completed in 2005 at a cost of \$11,385,000. This project added classrooms, a gymnasium, weight room, dormitory rooms, office space, a firearms simulator, a vehicle inspection building, and a dog kennel. In addition, the dining and kitchen facilities were expanded, and improvements were made to the firearms range, driving track, and student lounge. The State Patrol training academy is now co-located at the expanded Training Center facility. LB817, passed in 2012, requires the Training Center to create and maintain the continuing education records for each law enforcement agency in Nebraska.

**OPERATIONS**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	1,847,541	2,104,784	2,017,737	1,860,843
Cash	536,875	513,778	593,825	811,274
Federal	41,173	49,245	77,356	58,034
Revolving				
<b>Total</b>	2,425,588	2,667,808	2,688,917	2,730,151
Employees	19.6	18.1	18.0	18.1

**AGENCY 78 NEBRASKA COMMISSION ON LAW ENFORCEMENT  
AND CRIMINAL JUSTICE  
PROGRAM 201 VICTIM - WITNESS ASSISTANCE/OPERATIONS & AID**

**PROGRAM OBJECTIVES**

---To maintain support for local victim/witness assistance centers and domestic violence programs across the state.

**PROGRAM DESCRIPTION**

The Crime Commission has the statutory responsibility to provide for crime victims faster and more complete recoveries from the effects of crime by establishing centers for victim and witness assistance. The federal Victims of Crime Act (VOCA) makes federal funds available to states for victim assistance programs if the funds are not used to supplant state and local funds. The funds are intended to enhance or expand services. VOCA funds come from fines and penalties from defendants of federal cases. There is also a General Fund appropriation.

The funds partially support local victim/witness centers across Nebraska. Victim Assistance funds also fund VINE (Victims Information Notification Everyday). VINE is a statewide computerized victims' notification system. Victim/witness centers provide direct services to victims of crime (crisis intervention and criminal justice advocacy).

The Crime Commission provides technical assistance and training for victim/witness centers. The centers are also monitored on a three-year basis to ensure the quality of services.

<b><u>OPERATIONS BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	3,724	150	3,821	3,821
Cash				
Federal	136,372	78,736	107,438	91,370
Revolving				
<b>Total</b>	140,095	78,885	111,259	95,191
Employees	1.2	1.0	1.0	1.2

<b><u>AID BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	52,559	52,559	52,559	52,559
Federal	2,291,967	2,598,578	2,283,130	2,632,086
<b>Total</b>	2,344,526	2,651,137	2,335,689	2,684,645

**AGENCY 78 NEBRASKA COMMISSION ON LAW ENFORCEMENT  
AND CRIMINAL JUSTICE  
PROGRAM 202 CRIME VICTIMS' REPARATIONS/OPERATIONS & AID**

**PROGRAM OBJECTIVES**

---To provide compensation to innocent victims of crime.

**PROGRAM DESCRIPTION**

The Crime Victims' Reparations Act was created to assist innocent victims of crimes who suffer physical injury as a direct result of the criminal act and do not have funds available from other sources. The Act allows for compensation (\$10,000 maximum) to victims for medical and mental health care; loss of wages; funeral expenses; expenses for job retraining or rehabilitation services if the victim is totally or partially incapacitated; compensation of dependents of fatally injured victims; and any other loss resulting from personal injury or death of the victim that is determined to be reasonable. Loss of property and pain and suffering are not covered.

The Crime Victims' Reparations Committee receives claims filed by crime victims. Claims are processed by Crime Commission staff. The Committee considers the appeals of denied claims.

This program is funded through a combination of general, cash, and federal funds. Cash funds come from 5% of wages of inmates in federally certified correctional industries programs. Additional cash funds were provided by Laws 2010, LB510, which imposes a \$1 court assessment for each conviction of any misdemeanor or felony, and up to 5% of a work release inmate's net wages. The Victims' Compensation Fund will receive 75% of such amounts. Federal funds are available as matching funds, and the match is based on 60% of the non-federal funds expended during the previous federal fiscal year.

<b><u>OPERATIONS BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	8,638	6,279	5,713	7,837
Cash	0	0	0	0
Federal	0	0	379	6,420
<b>Total</b>	8,638	6,279	6,092	14,257
Employees	0	0	0	0

<b><u>AID BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	20,000	20,000	20,000	20,000
Cash	272	13,170	68,885	194,000
Federal	55,901	59,087	18,050	121,980
<b>Total</b>	76,173	92,257	106,935	335,980

**AGENCY 78 NEBRASKA COMMISSION ON LAW ENFORCEMENT  
AND CRIMINAL JUSTICE  
PROGRAM 203 JAIL STANDARDS BOARD**

**PROGRAM OBJECTIVES**

- To establish standards for construction, maintenance, and operation of all Nebraska jails.
- To inspect adult jails and juvenile detention facilities to ensure compliance with the standards and to provide technical assistance to jails and juvenile detention facilities.

**PROGRAM DESCRIPTION**

An eleven-member Jail Standards Board appointed by the Governor is responsible for the promulgation and enforcement of minimum standards for the maintenance, operation, and construction of adult and juvenile criminal detention facilities. The Board has the authority to petition the district court for closure of facilities failing to comply with the Standards. Staff support to the Board is provided by the Jail Standards Division of the Crime Commission. The Crime Commission also provides budgetary and administrative support.

The minimum jail standards have been in effect since 1980. The minimum juvenile detention facility standards have been in effect since 1993. Staff conducts annual inspections of each detention facility to monitor compliance with the standards. Written reports of such inspections are prepared and submitted to the Jail Standards Board for review and official action. Each of the state's adult jail facilities and juvenile detention facilities receive an annual inspection. The Jail Standards Board meets quarterly to review reports and take action.

Laws 2011, LB390, exempted correctional facilities that are accredited by a nationally recognized correctional association from the authority of the Jail Standards Board. Such facilities shall show proof of accreditation annually to the Jail Standards Board. An example of a nationally recognized correctional association is the American Correctional Association.

In addition to conducting jail and juvenile detention inspections, the Jail Standards Division provides technical assistance to local jails and juvenile detention facilities in such areas as training, policy and procedure development, and facility planning. The Division maintains a statewide database pertaining to the type and number of inmates held in local jails.

**OPERATIONS**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	292,798	288,934	291,401	291,502
Cash				
Federal				
Revolving				
<b>Total</b>	292,798	288,934	291,401	291,502
Employees	3.6	3.5	3.5	3.5

**AGENCY 78 NEBRASKA COMMISSION ON LAW ENFORCEMENT  
AND CRIMINAL JUSTICE  
PROGRAM 204 OFFICE OF VIOLENCE PREVENTION/OPERATIONS & AID**

**PROGRAM OBJECTIVES**

--- To aid in the development, growth, and overall assessment of violence prevention programs throughout the State of Nebraska.

**PROGRAM DESCRIPTION**

Laws 2009, LB63 established the Office of Violence Prevention (OVP) (Sections 81-1447 to 81-1451). OVP consists of a director appointed by the executive director of the Crime Commission, and a six-member advisory council appointed by the Governor. The advisory council members serve without compensation but may be reimbursed for their expenses. OVP and its director are responsible for developing, fostering, promoting, and assessing violence prevention programs. The duties of the director include program fundraising, program evaluation, coordination of programs, and assistance with the administration and distribution of funds to violence prevention programs.

The advisory council's duties include receiving applications for violence prevention funds, evaluating such applications, and making recommendations to the Crime Commission regarding the merits of each application and the amount of any funds that should be awarded. If funds are awarded to a violence prevention program, the advisory council monitors how such funds are being used, conducts periodic evaluations of such programs, assesses the progress and success regarding the stated goals of each program awarded funds, and recommends to the Crime Commission any modification, continuation, or discontinuation of funding.

Priority for funding shall be given to communities and organizations seeking to implement violence prevention programs which appear to have the greatest benefit to the state and which have, as goals, the reduction of street and gang violence and the reduction of homicides and injuries caused by firearms. The Legislature found that to effectively address these issues, communities must develop a multi-faceted approach that includes violence prevention activities, intervention and enforcement, punishment when necessary, and rehabilitation.

<b><u>OPERATIONS BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	82,282	77,314	91,571	102,845
Cash	0	0	0	10,500
<b>Total</b>	82,282	77,314	91,571	113,345
Employees	0.9	0.8	0.9	1.0

<b><u>AID BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	0	0	0	150,000
Cash	108,750	152,149	197,379	200,000
<b>Total</b>	108,750	152,149	197,379	350,000

**AGENCY 78 NEBRASKA COMMISSION ON LAW ENFORCEMENT  
AND CRIMINAL JUSTICE  
PROGRAM 210 STATE AGENCY BYRNE GRANTS**

**PROGRAM OBJECTIVES**

- To increase the level of effort and resources against drug abuse and trafficking.
- To reduce drug and violent crime and to distribute funds to implement anti-drug programs.

**PROGRAM DESCRIPTION**

The purpose of the Edward Byrne/Justice Assistance Block Grant Program (Byrne grant) is to assist states and units of local government by funding specific programs which offer a high probability of improving the criminal justice system in the areas of drug arrests, drug activity, and violent crime.

Program 210 was established by the DAS Budget Division to provide a separate accounting for Byrne grant funds awarded by the Crime Commission to state agencies. An estimated amount of federal and cash funds are appropriated to Program 210 of the Crime Commission's budget.

When the Crime Commission awards Byrne grant funds to state agencies, the amount of the award is transferred from Agency 78, Program 210, to Program 575 of each state agency that receives a Byrne grant. Thus, funds are appropriated to Program 210 but the dollars are shown as expended in Program 575 of each state agency that receives a Byrne grant.

State agencies that have received Byrne grants include the State Patrol, Department of Correctional Services, Attorney General, and the Crime Commission. Each state agency that receives a Byrne grant is required to supply a 25% match.

**OPERATIONS  
BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	See Narrative	See Narrative	See Narrative	
Cash				421,151
Federal				1,329,951
Revolving				
<b>Total</b>				<b>1,751,102</b>
Employees	0	0	0	0

**AGENCY 78 NEBRASKA COMMISSION ON LAW ENFORCEMENT  
AND CRIMINAL JUSTICE  
PROGRAM 215 CRIMINAL JUSTICE INFORMATION SYSTEM**

**PROGRAM OBJECTIVES**

---To improve the automation and sharing of information within the criminal justice system.

**PROGRAM DESCRIPTION**

NCJIS (Nebraska Criminal Justice Information System) refers to a cooperative effort hosted by the Crime Commission with the participation of 27 state and local agencies or associations. The CJIS Advisory Committee is building ways for agencies to efficiently share criminal justice data. There is a need for communication and sharing between systems as well as automating several key components of the criminal justice system in Nebraska.

The primary purposes of CJIS are (1) to promote the sharing and availability of data among agencies, (2) to implement programs and systems that assist state and local agencies in the performance of their duties, and (3) to provide an inter-agency forum for issues.

There are two primary project goals: (1) Better access to data; and (2) Implementation of integrated justice. Better access to data is primarily achieved through NCJIS, a secure browser-based data portal that allows access to various databases for authorized agencies. Integrated justice captures data as an event occurs and moves it through the criminal justice cycle, decreasing repeated data entry and allowing for greater efficiencies. Cornerstones for this have included improving automation systems of state and local agencies and implementing data transfers across systems. NCJIS is now also being used as a hub for data transfer.

Other projects include:

- VINE - a system allowing victims, the public, and law enforcement, timely access to information on people held in jail or prison.
- Electronic citations.

**OPERATIONS**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	102,314	234,308	108,684	142,453
Cash				
Federal	729,206	648,193	986,893	810,634
Revolving				
<b>Total</b>	<b>831,520</b>	<b>882,501</b>	<b>1,095,576</b>	<b>953,087</b>
Employees	1.8	1.8	1.9	2.0

**AGENCY 78 NEBRASKA COMMISSION ON LAW ENFORCEMENT  
AND CRIMINAL JUSTICE  
PROGRAM 220 COMMUNITY CORRECTIONS DIVISION**

**PROGRAM OBJECTIVES**

- To develop and monitor a comprehensive community corrections strategy and to emphasize offender culpability and accountability.
- To reduce incarceration of low-risk offenders without jeopardizing public safety.

**PROGRAM DESCRIPTION**

In September 2001, Governor Mike Johanns created the Community Corrections Working Group to address the impending offender population crisis without constructing a new prison. The Working Group was mandated to propose policies to control the prison population, maintain and enhance justice, reduce taxpayer cost, and ensure public safety. In December 2002, the Working Group developed a proposal which became Laws 2003, Legislative Bill 46, legislation that created the Community Corrections Council and established a statutory framework to promote the use of community-based alternatives to incarceration.

Laws 2011, LB390, created the Community Corrections Division of the Crime Commission. It eliminated the Community Corrections Council and transferred the Council's duties and staff to the new division. LB390 also moved the General Fund appropriation for the community corrections programs from the Crime Commission to the Supreme Court.

The primary mandate of the Division is to support the continued development and implementation of a statewide network of community corrections programs as a means to reduce prison overcrowding. The role of the Division in this effort is to evaluate and recommend improvements to existing community corrections programs, and provide objective research and information on community corrections issues.

The development of an integrated community corrections data system, public education, and program evaluation are three priorities the Division has identified for 2012.

**OPERATIONS**

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	4,769,376	5,940,752	1,089,081	285,298
Cash	696,272	286,285	334,808	406,951
Federal				
Revolving				
<b>Total</b>	5,465,648	6,227,037	1,423,889	692,249
Employees	4.1	4.0	3.0	4.0

**AGENCY 78 NEBRASKA COMMISSION ON LAW ENFORCEMENT  
AND CRIMINAL JUSTICE  
PROGRAM 575 BYRNE GRANTS**

**PROGRAM OBJECTIVES**

---To provide funding for drug enforcement education.

---To provide funding for enhancements to the Nebraska Criminal Justice Information System.

**PROGRAM DESCRIPTION**

Byrne Grants are federal funds which are used for anti-drug abuse programs. The funds are appropriated to the Crime Commission. Agencies seeking these federal funds are required to provide a match of 25%.

The funds have been used by the Crime Commission for narcotics and violent crime instruction at the Nebraska Law Enforcement Training Center (Training Center) and for other grants that fund the Nebraska Criminal Justice Information System (NCJIS) enhancements.

The Training Center instructor's salary is funded by General Funds, and the Byrne Grant provides funds for travel and operating costs. Classes are presented each year at the Training Center and on a regional basis. The classes cover a variety of topics such as drug enforcement, highway interdiction and contraband concealment, child abuse, domestic violence, gangs, and violent crime scene and homicide investigations.

The NCJIS grant provides for enhancements to the NCJIS website and data collection capabilities.

Funds are expended in this program but are appropriated in Program 210 (State Agency Byrne Grants) of the Crime Commission.

**OPERATIONS**

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	0	0	0	See Narrative
Cash	9,000	0	19,100	
Federal	35,720	40,623	39,253	
Revolving				
<b>Total</b>	44,720	40,623	58,353	
Employees	0	0	0	0

## AGENCY 81 COMMISSION FOR THE BLIND AND VISUALLY IMPAIRED

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DIRECTOR: Pearl Van Zandt  
4600 Valley Road  
Suite 100  
471-8100

**LEGISLATIVE** Sandy Sostad  
**FISCAL OFFICE:** 471-0054

**EXECUTIVE** Matt Eash  
**BUDGET OFFICE:** 471-4175

### **AGENCY DESCRIPTION**

The Commission for the Blind and Visually Impaired was established as a separate agency beginning in 2000-01. Prior to that time, programs in the Department of Health and Human Services provided services for blind and visually impaired persons. The Commission was created to improve the autonomy and quality of existing services for blind and visually impaired people and to promote the development of new services when necessary. A five-member board that is appointed by the Governor governs the Commission. All members of the board must have reasonable knowledge or experience in issues related to blindness. A director is appointed by the board to administer programs and services from an office located in Lincoln. The Commission also has branch offices in Omaha, Kearney, North Platte, Scottsbluff and Norfolk.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	588,101	639,874	645,635	846,113
Cash	53,133	67,579	64,641	84,296
Federal	3,180,122	3,210,452	3,050,488	2,836,995
Revolving				
<b>Total Operations</b>	3,821,356	3,917,905	3,760,764	3,767,404
<b>STATE AID:</b>				
General	459,817	383,565	359,432	176,890
Cash	20,676	9,585	16,259	10,000
Federal	458,667	483,658	412,972	478,718
<b>Total State Aid</b>	939,160	876,808	788,663	665,608
<b>TOTAL FUNDS:</b>				
General	1,047,918	1,023,439	1,005,067	1,023,003
Cash	73,809	77,164	80,900	94,296
Federal	3,638,789	3,694,110	3,463,460	3,315,713
Revolving	0	0	0	0
<b>Total Budget</b>	4,760,516	4,794,713	4,549,427	4,433,012
Employees	50.30	47.66	46.67	47.25

**AGENCY 81 COMMISSION FOR THE BLIND  
AND VISUALLY IMPAIRED  
PROGRAM 357 SERVICES FOR THE BLIND AND VISUALLY  
IMPAIRED/OPERATIONS**

**PROGRAM OBJECTIVES**

- To provide or purchase services authorized by federal law to enable blind and visually impaired persons to engage fully in ordinary vocations and activities of life.
- To supervise vending units operated by blind persons.
- To purchase goods and services necessary to carry out a client's individual rehabilitation plan.

**PROGRAM DESCRIPTION**

The Commission is headquartered in Lincoln with offices in Kearney, Scottsbluff, North Platte, Norfolk and Omaha. Rehabilitation counselors and teachers provide or purchase vocational rehabilitation services for persons whose defective sight limits their vocational abilities and independent living. The agency provides orientation and adjustment training necessary for independent living. Vocational rehabilitation services include diagnostic evaluations, counseling and guidance, physical restoration, training, maintenance, job placements and follow-up services. State and federal funds are used to provide clients with services needed to enable them to reach their rehabilitation goals and independent living. Included are items such as tuition payments, unique business entry expenses and individual maintenance allowances. Resources are also used to contract for radio and telephone accessed reading services. Contracts are also used for peer support services, low vision evaluations, and other services provided by consumers and consumer groups.

**STATISTICS**

(Federal Fiscal Year)	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Clients served	515	532	559	570
Clients served outside VR process	930	841	770	770
Clients rehabilitated	31	63	63	64

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	588,101	639,874	645,635	846,113
Cash	53,133	67,579	64,641	84,296
Federal	3,180,122	3,210,452	3,050,488	2,836,995
Revolving				
<b>Total</b>	3,821,356	3,917,905	3,760,764	3,767,404
Employees	50.30	47.66	46.67	47.25

**AGENCY 81 COMMISSION FOR THE BLIND  
AND VISUALLY IMPAIRED  
PROGRAM 357 SERVICES FOR THE BLIND AND VISUALLY IMPAIRED/AID**

**PROGRAM OBJECTIVES**

---To purchase goods and services necessary to carry out a client's individual rehabilitation plan.

**PROGRAM DESCRIPTION**

State and federal aid funds are used to provide clients with services needed to enable them to reach their rehabilitation goals and independent living. Funds are used for such items as tuition payments, unique business entry expenses and individual maintenance allowances.

<b><u>STATISTICS</u></b> (Federal Fiscal Year)	Actual <u>2009-2010</u>	Actual <u>2010-2011</u>	Actual <u>2011-2012</u>	Estimated <u>2012-2013</u>
Clients served	515	532	559	570
Clients served outside VR process	930	841	770	770
Clients rehabilitated	31	63	63	64

<b><u>BUDGET</u></b>	Expenditure <u>2009-10</u>	Expenditure <u>2010-11</u>	Expenditure <u>2011-12</u>	Appropriation <u>2012-13</u>
General	459,817	383,565	359,432	176,890
Cash	20,676	9,585	16,259	10,000
Federal	458,667	483,658	412,972	478,718
Revolving				
<b>Total</b>	939,160	876,808	788,663	665,608
Employees	0	0	0	0

# AGENCY 82 COMMISSION FOR DEAF AND HARD OF HEARING

**DIRECTOR:** Dr. Peter Seiler  
4600 Valley Road  
471-3593

**LEGISLATIVE** Elizabeth Hruska  
**FISCAL OFFICE:** 471-0053

**EXECUTIVE** Matt Eash  
**BUDGET OFFICE:** 471-4175

## AGENCY DESCRIPTION

The Commission for the Deaf and Hard of Hearing was created in 1979 to improve the quality and coordination of existing services for the deaf and hard of hearing people and promote the development of new services when necessary. State law requires that the nine members of the governor-appointed commission be familiar with the problems of people with a hearing loss. The members include three deaf persons, three hard-of-hearing persons and three persons who have an interest in and knowledge of deafness and hearing loss. A majority of the commission members who are deaf or hard of hearing must be able to express themselves through sign language. The commission-appointed director administers the programs and services approved by the commission from an office located in Lincoln. The commission also has branch offices in Omaha and North Platte. The commission had an office in Scottsbluff until July 2010, when it was closed due to budget reductions.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	814,453	760,963	810,889	848,782
Cash	13,023	25,515	25,571	18,236
Federal				
Revolving				
<b>Total Operations</b>	827,476	786,478	836,460	867,018
Employees	12.5	10	10.25	10.5

**AGENCY 82 COMMISSION FOR THE DEAF AND HARD OF HEARING  
PROGRAM 578 DEAF AND HARD OF HEARING**

**PROGRAM OBJECTIVES**

- To collect and provide information to government agencies, organizations and the public on persons with a hearing loss and their needs
- To prepare and maintain a roster of licensed interpreters for deaf and hard of hearing people
- To promote interpreter training and the development of a statewide interpreter's certification model
- To improve, coordinate, and provide services for deaf and hard of hearing people

**PROGRAM DESCRIPTION**

The commission is responsible for conducting a census of deaf and hard of hearing Nebraskans, compiling a registry of deaf and hard-of-hearing persons and interpreters, developing an inventory of services for the deaf and hard of hearing, monitoring and coordinating the delivery of services and collecting and disseminating information concerning the deaf and hard of hearing. The commission licenses and evaluates interpreters. Assistive listening devices and telecommunications devices (TDD's) for the deaf are loaned to public agencies and individuals based on need. The commission coordinates the Nebraska Equipment Distribution Program in cooperation with the Public Service Commission. A mental health specialist works with deaf and hard of hearing people in collaboration with the Department of Health and Human Services to ensure that mental health services are accessible. The specialist serves as a liaison to persons who provide treatment and intervention services throughout Nebraska.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Deaf and hard of hearing persons (voluntary census)	6,187	7,778	6,788	6,924
Requests provided	34,368	49,490	77,217	78,761
Equipment distributed	1,013	1,351	1,362	1,389
Interpreter referrals/technical assist.	6,187	6,782	7,029	7,170

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	814,453	760,963	810,889	848,782
Cash	13,023	25,515	25,571	18,236
Federal				
Revolving				
<b>Total</b>	<b>827,476</b>	<b>786,478</b>	<b>836,460</b>	<b>867,018</b>
Employees	12.5	10	10.25	10.5

## **AGENCY 83 AID TO COMMUNITY COLLEGE AREAS**

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**Central Area President:**

Dr. Greg Smith  
Grand Island, Nebraska  
(308) 398-4222

**Metropolitan Area President:**

Mr. Randy Schmailzl  
Omaha, Nebraska  
(402) 457-2415

**Mid-Plains Area President:**

Mr. Ryan Purdy  
North Platte, Nebraska  
(308) 535-3600

**Northeast Area President:**

Dr. Michael Chipps  
Norfolk, Nebraska  
(402) 844-2020

**Southeast Area President:**

Dr. Jack Huck  
Lincoln, Nebraska  
(402) 323-3400

**Western Area President:**

Dr. Todd Holcomb  
Scottsbluff, Nebraska  
(308) 635-3606

**Nebraska Community College Association**

Mr. Dennis Baack, Executive Director  
Lincoln, Nebraska (402) 471-4685

**Legislative Fiscal Office:**

Phil Hovis 471-0057

**Executive Budget Office:**

Matthew Eash 471-4175

### **AGENCY DESCRIPTION**

Nebraska's Community Colleges provide both full-time and part-time occupational and applied technology education, access to postsecondary education for non-traditional students and industrial development job training and retraining in the state. The colleges also provide foundations education, including remedial and developmental, adult basic education, general education development, English as a second language, compensatory education and refresher courses. General academic transfer programs, designed for transfer of college credits to baccalaureate institutions, are offered at most campuses. In addition, avocational and recreational courses, public service, and economic development activities are delivered as part of the colleges' role and mission.

The State is divided into six community college areas, each representing an independent political subdivision. The Nebraska community college system is not a state agency per se. The six community college areas comprise a group of political subdivisions for which state aid is appropriated. Each area is governed by an elected 11-member board, of which 2 members are elected from each of 5 districts within the area, while the 11th member is elected from the area at large. Area boards employ administrators, faculty and staff, approve all capital construction projects and budgets, establish tuition and fee rates, levy local property taxes to support the institutions and establish area operational policies. Areas receive their principal financial support through state aid, local property taxes, and charges for tuition and fees. Section 85-1502 effectively provides for coordination among community college areas through voluntary membership in an association of the area boards, the Nebraska Community College Association.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
<b>AID:</b>				
General	86,966,256	86,758,025	86,758,025	87,870,147
Cash				
Federal				
Revolving				
<b>Total Operations</b>	86,966,256	86,758,025	86,758,025	87,870,147
Employees	0	0	0	0

**AGENCY 83 AID TO COMMUNITY COLLEGE AREAS  
PROGRAM 099 FACULTY TRAINING, INSTRUCTIONAL  
EQUIPMENT UPGRADES AND EMPLOYMENT TRAINING**

**PROGRAM OBJECTIVES**

---To provide for applied technology and occupational faculty training in fields subject to rapid technological development and change.

---To provide for instructional equipment acquisitions and upgrades in applied technology and occupational fields subject to rapid technological development and change.

---To provide for employee assessment, pre-employment training and employment training.

**PROGRAM DESCRIPTION**

Funds appropriated to this program have been distributed to the community college areas or groups of areas in the form of grants. Grant applications historically have been forwarded to the Nebraska Community College Aid, Grant and Contract Review Committee consisting of, pursuant to section 85-1539, one representative from each of the following: the University of Nebraska, the Department of Economic Development, the Department of Labor, the State Department of Education, as well as a representative of the community colleges. Upon review of the applications, the committee has forwarded its recommendation to the Director of the Department of Administrative Services for distribution of appropriated funds. No amounts have been appropriated for the program since 2002-03.

LB946, enacted in 2012, adopted the Community College Aid Act and renamed the committee noted above as the Nebraska Community College Student Performance and Occupational Education Grant Committee and designated its membership to include:

1. A representative of the Coordinating Commission for Postsecondary Education;
2. A representative of the Department of Economic Development;
3. A representative of the Department of Labor;
4. A representative of the State Department of Education;
5. A representative affiliated with one of the two community college areas with the two smallest full-time equivalent student enrollment totals for the most recent fiscal year;
6. A representative affiliated with one of the two community college areas with the two largest full-time equivalent student enrollment totals for the most recent fiscal year, and,
7. A representative of one of the two remaining community college areas.

Responsibilities of the reformulated committee with respect to grant allocations pursuant to the Community College Aid Act effectively will commence with state aid appropriations for 2013-14 and thereafter.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash				
Federal				
Revolving				
<b>Total</b>	0	0	0	0
Employees	0	0	0	0

**AGENCY 83 AID TO COMMUNITY COLLEGE AREAS  
PROGRAM 151 AID TO COMMUNITY COLLEGES**

**PROGRAM OBJECTIVES**

- To promote quality postsecondary education and to avoid excessive and disproportionate taxation upon the taxable property of each community college area.
- To join with local governing bodies in a strong and continuing partnership to further advance the quality, responsiveness, access, and equity of Nebraska's community colleges and to foster high standards of their performance and service.

**PROGRAM DESCRIPTION**

For 2009-10, appropriated state aid for community colleges was distributed among the six community college areas pursuant to provisions of the Community College Foundation and Equalization Aid Act. Provisions of this act were repealed by LB946 which was enacted in 2012. For 2010-11, state aid was distributed in amounts expressly specified in section 90-517 for each community college area. Distribution of state aid for 2011-12 and 2012-13 is according to proportions of total state aid appropriations as specified for each community college area in section 90-517. For 2013-14 and future fiscal years, distribution of state aid among community college areas is to be governed by provisions of the Community College Aid Act as enacted by LB946 in 2012 and codified in sections 85-2231 to 85-2237. For 2013-14 and future fiscal years, the act provides that the initial \$87,870,147 of community college aid is to be allocated in the same proportion as was specified for 2011-12 and 2012-13. If the amount appropriated for state aid to community college areas for 2013-14 or future years is less than the \$87,870,147 appropriated for 2012-13, the amount appropriated is to be allocated in the same proportions as was the case for 2011-12 and 2012-13. If the amount appropriated for 2013-14 and future fiscal years is greater than the \$87,870,147 appropriated for 2012-13, the excess amount is to be allocated as follows:

- (a) Up to but not to exceed \$500,000, is to be transferred to the Nebraska Community College Student Performance and Occupational Education Grant Fund. Upon recommendations of the Student Performance and Occupational Education Grant Committee, amounts accruing to the fund are to be distributed to individual community college areas or groups of areas for purposes as authorized by statute.
- Of the excess amount remaining after (a) above,
- (b) 25% is to be divided equally among the six community college areas;
  - (c) 45% is to be allocated based on each community college area's most recent three-year average full-time equivalent enrollment; and,
  - (d) 30% is to be divided based on each community college area's most recent three-year average reimbursable units. Reimbursable units (as defined in Sec. 85-1503) represent a weighted measure of full-time equivalent enrollment that weights enrollment in applied technology courses more heavily than enrollment in general academic courses.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	86,966,256	86,758,025	86,758,025	87,870,147
Cash				
Federal				
Revolving				
<b>Total</b>	86,966,256	86,758,025	86,758,025	87,870,147
Employees	0	0	0	0

## **AGENCY 83 – AID TO COMMUNITY COLLEGE AREAS**

### **STATISTICS**

The Coordinating Commission for Postsecondary Education collects a variety of data reported by Nebraska's postsecondary education sectors, including the Nebraska Community Colleges. Additionally, the Commission publishes compilations of these data in various reports. These reports are available at the Commission's web site [<http://www.ccpe.state.ne.us>].

The Nebraska Community College Association maintains historical data for the Nebraska Community College System. Data collection began in the early 1980s when the system was formed. Various data available include:

- 1) Full-time equivalent, reimbursable educational unit (weighted full-time equivalent) and headcount enrollment by fiscal year.
- 2) Comparison of applied technology and academic transfer enrollment by fiscal year.
- 3) Sources of revenue (i.e. state aid, property tax, tuition, federal and other revenue) by fiscal year.
- 4) Tuition rates per credit hour by fiscal year.
- 5) Student demographics by fiscal year.
- 6) Graduate placement data by fiscal year.

# AGENCY 84 DEPARTMENT OF ENVIRONMENTAL QUALITY

**DIRECTOR:** Mike Linder  
Suite 400, The Atrium  
1200 "N" Street  
471-2186

**LEGISLATIVE** Jeanne Glenn  
**FISCAL OFFICE:** 471-0056

**EXECUTIVE** Cindy Miserez  
**BUDGET OFFICE:** 471-4174

## AGENCY DESCRIPTION

The Department of Environmental Quality was created in 1971 to administer and enforce Nebraska's environmental protection laws in order to improve current environmental conditions and protect against future pollution. The Department is functionally organized into five divisions: Water Quality Division, Air Division, Waste Division, Management Services Division, Field Services Division and Assistance Division and the Legal Division.

The Environmental Quality Council is responsible for adopting regulations for the agency. It consists of 17 members appointed by the Governor. Members represent a specific interest or industry affected by and/or concerned with pollution control. The Governor appoints the agency director from a list of names submitted by the Environmental Quality Council.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	3,398,833	4,227,293	3,270,181	3,323,012
Cash	14,162,539	13,918,159	13,012,636	17,783,862
Federal	17,882,070	17,267,219	15,553,897	15,965,308
Revolving				
<b>Total Operations</b>	35,443,442	35,412,671	31,836,713	37,072,182
<b>STATE AID:</b>				
General	3,341,426	4,439,619	2,108,847	2,446,846
Cash	13,126,841	8,447,725	11,553,951	15,200,000
Federal	44,415,217	20,963,506	9,324,717	13,905,000
<b>Total State Aid</b>	60,883,484	33,850,850	23,059,515	31,551,846
<b>TOTAL FUNDS:</b>				
General	6,740,259	8,666,912	5,451,028	5,769,858
Cash	27,289,380	22,365,884	24,566,587	32,983,862
Federal	62,297,287	38,230,725	24,878,614	29,870,308
Revolving				
<b>Total Budget</b>	96,326,926	69,263,520	54,896,229	68,624,028
Employees	216.72	207.56	206.64	216

# AGENCY 84 DEPARTMENT OF ENVIRONMENTAL QUALITY PROGRAM 513 ENVIRONMENTAL QUALITY/OPERATIONS

## PROGRAM OBJECTIVES

---To develop, implement, and enforce standards and programs for the restoration and preservation of the state's land, water, and air quality.

## PROGRAM DESCRIPTION

This program is divided into six divisions.

**The Air Division** is responsible for administering the ambient air quality standards and the Federal Clean Air Act. The Division is divided into three functional groups: Permitting Section, Compliance Section and Program Planning & Development Unit. The Permitting Section issues construction and operating permits. The Compliance Section enforces the regulatory requirements, conducts monitoring of the ambient air quality throughout the state, and administers the open burning and asbestos programs. The Grants Planning & Outreach Unit conducts outreach to businesses and the public, develops regulations to ensure program efficiency, administers the diesel emission reduction act grants, the emission inventory programs and coordinates with local air quality agencies in Omaha and Lincoln.

**The Waste Management Division** is structured around three functional themes: remediation, permitting and compliance, and planning and aid. The Remediation Section is responsible for corrective action activities for the Integrated Solid Waste Management, RCRA Hazardous Waste, Superfund, and the Remedial Action Plan Monitoring Act programs. These programs oversee the investigation, monitoring, and cleanup of pollution found at landfills, industrial sites, dry cleaners, grain bins, etc. The Waste Management Section issues permits and enforces requirements for disposal areas, processing facilities, hazardous waste management and scrap tire management. The Planning and Aid Unit administers solid waste grants.

**The Water Quality Division** develops water pollution control standards, monitors state water quality and issues permits to entities discharging effluent into the state's waters. The Division regulates injection into wells and exploration of minerals except oil and gas; administers the state's TMDL, water monitoring, non-point source, construction grants, and state revolving loan programs. The Division also provides training and certification for wastewater treatment operators, is responsible for inspecting agricultural livestock waste control facilities, and operates the state's chemigation program. The Water Quality Division also provides support for and administers wellhead protection, source water protection, agricultural chemical secondary containment, groundwater management areas, and leaking petroleum storage tank programs to protect ground water.

**The Management Services Division** provides the Department with information management, budget and fiscal services, human resources, contracting and grants support, records management and public information coordination.

**The Field Services and Assistance Division** was established in August 2008 when the Field Office Division was combined with the Environmental Assistance Division. This division includes the six field offices, located in Omaha, Holdrege, North Platte, Scottsbluff, Chadron and Norfolk, the Public Advocate/Small Business and Public Assistance Program, the Title III Community-Right-To-Know Program, and the Release Assessment/Emergency Response Program. Field office staff are responsible for conducting inspections, responding to complaints and conducting environmental monitoring for the Air Quality, Water Quality and Water Management Divisions.

**AGENCY 84 DEPARTMENT OF ENVIRONMENTAL QUALITY  
PROGRAM 513 ENVIRONMENTAL QUALITY/OPERATIONS (cont'd.)**

**The Legal Division** provides a variety of legal services and support to the Director and the agency. These services include providing legal advice and opinions interpreting federal and state laws and regulations, developing administrative and judicial enforcement actions related to violations of state laws and regulations, conducting public hearings, drafting and reviewing legislation, regulations, contracts, and other legal documents, and assisting the other divisions as necessary regarding legal matters.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Scrap tire permits issued	19	24	22	22
Integrated Waste Management permits issued	29	22	20	19
Air Quality Construction permits	53	37	54	50
Air Operating permits issued	58	40	53	50
NPDES Facilities permits issued	116	99	102	128
Livestock Waste Control NPDES CAFO Permits issued:	72	46	28	330
Construction & operating	89	114	103	110
Total Maximum Daily Load (TMDL) plans developed	15	0	16	20

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	3,398,833	4,227,293	3,270,181	3,323,012
Cash	14,162,539	13,918,159	13,012,636	17,783,862
Federal	17,882,070	17,267,219	15,553,897	15,965,308
Revolving	0			
<b>Total</b>	35,443,442	35,415,671	31,836,713	37,072,182
Employees	216.72	207.56	206.64	216

**AGENCY 84 DEPARTMENT OF ENVIRONMENTAL QUALITY  
PROGRAM 513 ENVIRONMENTAL QUALITY/AID**

**PROGRAM OBJECTIVES**

- To distribute funds to aid communities in developing and implementing pollution control activities.
- To provide funds for local litter reduction and recycling programs and other solid waste activities.
- To provide funds for cost-share on cleanups of leaking petroleum storage tanks.
- To provide nonfederal share for Superfund Cleanups.

**PROGRAM DESCRIPTION**

State aid under this program serves several purposes. Federal funds for the air pollution activities of Lincoln, Omaha, and Douglas County are channeled through this program. Cash funds are available to local governmental subdivisions and community organizations for litter reduction and recycling activities. Funds are also available for waste reduction activities including dealing with proper handling of waste tires. Cash funds are also available for cost-sharing for the cleanup of leaking petroleum storage tanks. Funds are provided for the nonfederal share of federal Superfund site cleanups.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Superfund cleanups	5	5	4	3
Title 200 sites receiving reimbursements	282	263	242	230
Waste Reduction & Recycling Grants	79	90	165	150
Litter Reduction & Recycling Grants	68	59	57	60

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	3,341,426	4,439,619	2,180,847	2,446,846
Cash	12,403,042	8,071,121	10,910,728	13,500,000
Federal	1,675,276	780,872	216,044	265,000
Revolving	0			
<b>Total</b>	17,419,744	13,291,612	13,307,619	16,211,846
Employees	0	0	0	0

**AGENCY 84 DEPARTMENT OF ENVIRONMENTAL QUALITY  
PROGRAM 523 WASTEWATER TREATMENT FACILITIES  
CONSTRUCTION LOAN PROGRAM/AID**

**PROGRAM OBJECTIVES**

---To assist local governmental units in the construction of wastewater treatment facilities.

**PROGRAM DESCRIPTION**

This revolving loan program provides loans to municipalities for construction of wastewater treatment facilities. The program has received annual federal capitalization grants since FY 89. Capitalization through FY 2012 is \$208.8 million including a required 20% state match. Loans made to municipalities are to be at or below market rates at terms not to exceed 20 years. The program may also provide state grants to communities of 10,000 population or less which demonstrate serious financial hardship. Grants may be for up to 50% of the eligible project cost. The Nebraska Investment Finance Authority (NIFA) has the authority to issue bonds for the purpose of wastewater facility construction. Bond revenue is placed in a trust fund and acts as the state 20 percent match for federal capitalization grants.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Annual projects allocation (millions of \$)	51	35	53	97
Cumulative projects allocation (millions of \$)	349	384	437	534
Annual fund disbursement (millions of \$)	28	47	13	Unknown
Cumulative fund disbursement (millions of \$)	313	421	434	Unknown
Small Town Grants allocation (thousands of \$)	850	850	723	636
Loans signed	20	27	11	37
Cumulative loans signed	195	222	233	270

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	0	0	0	0
Cash	723,799	376,604	643,223	1,200,000
Federal	13,841,217	15,875,479	2,327,345	5,140,000
Revolving	0			
<b>Total</b>	14,565,016	16,252,083	2,970,568	6,340,000
Employees	0	0	0	0

**AGENCY 84 DEPARTMENT OF ENVIRONMENTAL QUALITY  
PROGRAM 528 DRINKING WATER STATE REVOLVING FUND/AID**

**PROGRAM OBJECTIVES**

---To assist public water supply systems in achieving compliance with the Federal Safe Drinking Water Act.

**PROGRAM DESCRIPTION**

The Drinking Water State Revolving Fund provides low-interest loans to owners of public water supply systems for construction of these systems. The Drinking Water State Revolving Fund was created by Congress to assist public water supply systems in attaining compliance with the federal Safe Drinking Water Act. Program staff work in cooperation with the Department of Health and Human Services Division of Public Health staff to manage the program, and with the Nebraska Investment Finance Authority (NIFA) to develop bond issues to provide the state's 20 percent match to federal capitalization grants. Projects are monitored during construction for compliance with construction and administrative requirements. The department disburses loan funds for eligible project costs, receives loan principal and interest payments and transfers funds to the Trustee for bond payments. The loan forgiveness provision allows the department to provide up to 30 percent of a capitalization grant as an additional subsidy to qualifying disadvantaged communities.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
(In millions of \$):				
Annual project allocation	42	73	45	75
Cumulative project allocation	155	228	273	348
Annual fund disbursement	32	21	25	Unknown
Cumulative fund disbursement	136	177	202	Unknown
Loan forgiveness allocation	0.450	0.280	0.30	0.22
Loans signed	29	20	10	32
Cumulative loans signed	142	162	172	204

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General	0	0	0	0
Cash	0	0	0	500,000
Federal	28,898,724	4,307,155	6,781,328	8,500,000
Revolving	0	0	0	
<b>Total</b>	28,898,724	4,307,155	6,781,328	9,000,000
Employees	0	0	0	0

# **AGENCY 85 PUBLIC EMPLOYEES RETIREMENT BOARD**

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**DIRECTOR:** Phyllis Chambers  
1221 N Street  
Suite 325  
471-2053

**LEGISLATIVE** Kathy Tenopir  
**FISCAL OFFICE:** 471-0058

**EXECUTIVE** Gary Bush  
**BUDGET OFFICE:** 471-4161

## **AGENCY DESCRIPTION**

The Public Employees Retirement Board was created in 1971 to centralize and combine the administration of retirement systems for public employees. The eight-member board (after January 1, 2005), appointed by the Governor and confirmed by the Legislature, serves five-year terms and administers the following retirement plans:

- State Employees Retirement Plan
- Retirement System for Nebraska Counties (except Lancaster & Douglas)
- State Patrol Retirement System
- Judges Retirement System
- School Employees Retirement System
- State Deferred Compensation Plan

The State Investment Officer serves as an ex officio, non-voting member.

A pre-retirement education program was initiated in 1987 for all plan members age 50 or more. A comprehensive personal planning program for state plan members was initiated in 1991.

The board's administrative expenses are funded through a cash fund utilizing a portion of investment income earned with the investment of funds from each retirement system. General funds are used to fund normal costs and unfunded liabilities of the defined benefit plans.

Effective July 19, 1996, the investment responsibility for the Deferred Compensation Plan was transferred to the Nebraska Investment Council.

Effective January 1, 1997, the investment responsibility for the State Employees and County Employees Retirement Plans was transferred to the Nebraska Investment Council.

An employer education program was initiated in 2001 to educate employers on retirement plan requirements.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	25,589,490	27,420,010	28,354,698	29,991,325
Cash	6,485,227	5,456,926	4,457,393	5,026,088
Federal				
Revolving				
<b>Total Operations</b>	32,074,717	32,876,936	32,812,091	35,017,413
Employees	51.8	48.2	49.5	50.0

**AGENCY 85 PUBLIC EMPLOYEES RETIREMENT BOARD**  
**PROGRAM 41 ADMINISTRATION OF RETIREMENT SYSTEMS**  
**AND DEFERRED COMPENSATION PLAN**

**PROGRAM OBJECTIVES**

- To provide public employees with complete retirement system services prior to and after retirement.
- To administer and protect the statutory rights and benefits for the members of the three defined benefit plans (schools judges and patrol), the two defined contribution plans (state and county), the two cash balance plans (state and county) and the state deferred compensation plan.
- To have prepared an annual actuarial valuation for the proper funding of the School, State Patrol and Judges defined benefit plans, and cash balance benefits in the state and county plans.

**PROGRAM DESCRIPTION**

Program 041 is used to pay administrative expenses. This involves expenses associated with records management, accounting, benefit services, legislation and public information in the form of newsletters, pre-retirement seminars and personal planning seminars.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Active contributing members	68,053	67,523	67,317	68,000
Inactive members	25,811	27,003	28,343	29,000
Retirees served	17,189	18,301	19,400	20,000
Employees in deferred compensation plan (active, inactive and in payment status)	3,213	3,219	3,223	3,223

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General			10,000	
Cash	6,470,152	5,442,689	4,439,109	4,991,476
Federal				
Revolving				
<b>Total</b>	6,470,152	5,442,689	4,449,109	4,991,476
Employees	51.8	48.2	49.5	50.0

**AGENCY 85 PUBLIC EMPLOYEES RETIREMENT BOARD  
PROGRAM 042 BOARD MEMBER EXPENSES**

**PROGRAM OBJECTIVES**

---To reimburse Public Employees Retirement Board (PERB) members' expenses incurred while performing board duties.

**PROGRAM DESCRIPTION**

Program 042 pays the expenses of the PERB. After July 1, 2005, Board members receive a per diem of \$50. This program reimburses board members' actual expenses for attending the monthly board meetings, as well as special, emergency and committee meetings. In addition, this program provides funding for board members to become educated and knowledgeable to carry out their fiduciary responsibilities as pension trustees.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	15,075	14,237	18,284	34,612
Federal				
Revolving				
<b>Total</b>	15,075	14,237	18,284	34,612
Employees	0	0	0	0

**AGENCY 85 PUBLIC EMPLOYEES RETIREMENT BOARD  
PROGRAM 515 PUBLIC EMPLOYEES RETIREMENT**

**PROGRAM OBJECTIVES**

---To provide the state's share of the normal cost and the unfunded liability of the School, Patrol, and Judges retirement systems, and the cash balance benefits in the state and county plans.

**PROGRAM DESCRIPTION**

Program 515 is used to receive state funding for the defined benefit plans and cash balance. Each year the PERB provides information regarding funding requirements to the Legislature to assure that the defined benefit plans are properly funded by level payments. An actuary is hired by the PERB to perform actuarial valuations. These are necessary to determine amounts to fund the normal costs and actuarial accrued unfunded liabilities of the defined benefit plans.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Distribution of Funds:				
Schools	24,368,317	25,231,356	26,793,711	27,348,851
State Patrol	1,126,887	2,116,410	1,478,683	2,570,230
Judges	72,244	72,244	72,244	72,244
School Supplemental Fund	22,042	0	0	0

**BUDGET**

	<u>Expenditure</u> <u>2007-08</u>	<u>Expenditure</u> <u>2008-09</u>	<u>Expenditure</u> <u>2009-10</u>	<u>Appropriation</u> <u>2010-11</u>
General	25,589,490	27,420,010	28,344,698	29,991,325
Cash				
Federal				
Revolving				
<b>Total</b>	25,589,490	27,420,010	28,344,698	29,991,325

Employees	0	0	0	0
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## **AGENCY 86 DRY BEAN COMMISSION**

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**EXECUTIVE** Lynn Reuter  
**SECRETARY:** 4502 Avenue I  
 Scottsbluff, NE 69361  
 Telephone and  
 FAX: 308-632-1258

**LEGISLATIVE** Jeanne Glenn  
**FISCAL OFFICE:** 471-0056  
  
**EXECUTIVE** Dave Spatz  
**BUDGET OFFICE:** 471-4179

### **AGENCY DESCRIPTION**

With the passage of the Dry Bean Resources Act in 1987, the Dry Bean Development, Utilization Promotion and Education Fund was created by the Legislature. The Act is administered by the Dry Bean Commission, which is authorized to work in the areas of research, education, advertising, publicity and promotion with the goal of increasing per capita consumption of dry beans on a state, national and international level.

The commission consists of nine members: four grower representatives and three processor representatives appointed by the Governor and two at-large grower representatives appointed by the commission. The dry bean producing region is divided into districts based on production and each district is represented by one Governor-appointed grower representative plus one at-large grower representative for Districts I and II and one at-large grower representative for Districts III and IV.

The commission is prohibited from engaging in marketing of dry beans, expending commission funds to promote or oppose any candidate for public office or to influence state legislation or expending more than 25 percent of its annual budget to influence federal legislation.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General				
Cash	283,794	346,848	309,427	380,494
Federal				
Revolving				
<b>Total Operations</b>	283,794	346,848	309,427	380,494
Employees	.82	.81	.80	1

**AGENCY 86 DRY BEAN COMMISSION  
PROGRAM 137 DRY BEAN COMMISSION**

**PROGRAM OBJECTIVES**

- To develop, implement and participate in programs which provide for the promotion of Nebraska-grown dry beans with the goal of increasing per capita consumption world-wide.
- To foster cooperation with and participate in organizations of dry bean producing areas.
- To identify and support research to maintain and to improve the quality of Nebraska's dry bean production and to find new food product uses for that production.
- To serve as a forum for and solicit input from producers and processors of dry beans.
- To develop, implement and participate in programs which provide for the continuing education of Nebraska's dry bean growers.

**PROGRAM DESCRIPTION**

Promotion is considered to be an area of emphasis to the Commission. Past surveys of Nebraska's producers and processors, as well as continual yearly public comment sessions, indicates the industry supports investment of check-off funds on promotion of dry beans on a state, national and international level. The Commission continues to participate in the U. S. Dry Bean Council (USDBC), an association of dry bean producing state agencies devoted solely to promotion and advertising. The USDBC also administers the Market Access Program (MAP) funds through which the Commission undertakes programs of international market development.

Research contracts with the University of Nebraska and other independent contractors provide funding for project areas of new product development, education and production research, which helps keep Nebraska dry bean industry competitive in the work marketplace. To provide timely information to the state's dry bean growers, the Commission purchases subscriptions to the Bean Bag, a newsletter published quarterly by the Nebraska Dry Bean Growers Association. The Commission also has pertinent information for dry bean growers and consumers on the Commission website.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Promotion expenditures	\$51,488	\$50,000	\$78,500	\$50,000
Research expenditures	\$132,344	\$165,736	\$169,020	\$165,760

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	283,794	346,848	309,427	380,494
Federal				
Revolving				
<b>Total</b>	283,794	346,848	309,427	380,494
Employees	.82	.81	.80	1

## AGENCY 87 NEBRASKA ACCOUNTABILITY AND DISCLOSURE COMMISSION

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**DIRECTOR:** Frank Daley  
Eleventh Floor  
Capitol Building  
471-2522

**LEGISLATIVE  
FISCAL OFFICE:** Scott Danigole  
471-0055

**EXECUTIVE  
BUDGET OFFICE:** Dave Spatz  
471-4179

### **AGENCY DESCRIPTION**

The Nebraska Accountability and Disclosure Commission (Commission) is an independent administrative agency of state government established by the Nebraska Political Accountability and Disclosure Act (NPADA). The Commission consists of eight appointed members and the Secretary of State. No more than four of the appointed members may be registered in the same political party and at least one member must be registered as an independent. No more than three appointed members of the Commission may reside in the same Congressional District.

The purpose of the Commission is to administer and enforce Nebraska's campaign finance laws, its lobbying laws and its conflict of interest laws.

The Commission operates under two bodies of law. The first is the Nebraska Political Accountability and Disclosure Act (NPADA). The NPADA provides for disclosure and regulation in the areas of the financing of political campaigns, lobbying, and ethics. The second is the Campaign Finance Limitation Act (CFLA). The CFLA provides public funds for campaign purposes to candidates for certain offices who agree to voluntarily limit their campaign spending.

NOTE: The administration and enforcement of the CFLA has been suspended due to the decision of the Nebraska Supreme Court on August 3, 2012 in State ex Rel. Jon Bruning, Attorney General of the State of Nebraska V. John Gale, Secretary of the State of Nebraska, 284 Neb.257 (2012)

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
<b>OPERATIONS:</b>				
General	367,179	415,120	385,146	407,548
Cash	168,727	118,041	144,410	164,302
Cash – AID				915,832
Revolving				
<b>Total Operations</b>	535,906	533,161	529,556	1,487,682
Employees	8.11	7.82	7.36	8.0

**AGENCY 87 NEBRASKA ACCOUNTABILITY  
AND DISCLOSURE COMMISSION  
PROGRAM 94 NEBRASKA ACCOUNTABILITY AND DISCLOSURE ACT**

**PROGRAM OBJECTIVES**

- To provide for a system of public disclosure for candidates, political committees and others who participate in political campaigns
- To provide for a system of public disclosure for the activities of lobbyists and their principals
- To provide for a system of public disclosure that ensures that actions of public officials and employees are independent and impartial
- To provide for a system of public disclosure of personal financial interests and potential conflicts of interests of public officials and employees

**PROGRAM DESCRIPTION**

The campaign finance provisions of the NPADA require disclosure of the campaign activities of candidates seeking state or local office and registered political committees. The provisions also require that corporations and other organizations involved in campaign activities file reports. Individuals who make independent expenditures for the support or opposition of state or local candidates or ballot issues are also subject to filing disclosure reports. The campaign finance provisions of the NPADA also provide restrictions on certain campaign activities, such as making or receiving anonymous contributions or contributions in the name of another.

The lobbying provisions of the NPADA require lobbyists to register with the Clerk of the Legislature and to identify the principals for which they are lobbying. They must report the amounts received and expended for lobbying activities, and the issues they lobby for and against. The lobbying provisions of the NPADA also restrict lobbyists and principals from providing certain gifts to officials and employees of the Executive and Legislative branches of state government.

The ethics provisions of the NPADA require disclosure of the personal financial interests of specified elected and appointed public officials and specified employees of state government. Certain specified officials and employees are required to disclose potential conflicts of interests, hiring or employment of immediate family members, and interests in certain contracts with government. The ethics provisions of the NPADA prohibit the use of public office for personal financial gain and the use of government resources, property, personnel or funds for non-governmental purposes.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	367,179	415,120	385,146	407,548
Cash	168,727	118,041	144,410	164,302
Federal				
Revolving				
<b>Total</b>	535,906	533,161	529,556	571,850
Employees	8.11	7.82	7.36	8.00

**AGENCY 87 NEBRASKA ACCOUNTABILITY  
AND DISCLOSURE COMMISSION  
PROGRAM 95 CAMPAIGN FINANCE LIMITATION**

**PROGRAM OBJECTIVES**

- To help control the rapidly escalating costs of running political campaigns for constitutional offices, legislative seats and seats on constitutionally created boards.
- To increase the number of qualified candidates able to run for statewide office.
- To decrease candidates' reliance on contributions from special interest organizations by providing public funds to assist in financing campaigns.

NOTE: The administration and enforcement of the CFLA has been suspended due to the decision of the Nebraska Supreme Court on August 3, 2012 in State ex Rel. Jon Bruning, Attorney General of the State of Nebraska V. John Gale, Secretary of the State of Nebraska, 284 Neb.257 (2012)

**PROGRAM DESCRIPTION**

The Campaign Finance Limitation Act provides for voluntary limitations on campaign expenditures by candidates for certain statewide offices. Candidate must decide whether or not to abide by these spending limits. This choice is not reversible. Candidates who choose to abide by spending limits may become eligible for public funds. Candidates who choose not to abide by spending limits cannot become eligible for public funds. Non-abiding candidates must file spending estimates. Spending estimates by a non-abiding candidate are used to determine whether an opposing abiding candidate receives public fund and the amount of the funds. Public funds spent by an abiding candidate are not counted against the CFLA's voluntary limits.

The CFLA provides mandatory limits on total contributions from sources other than individuals. The aggregate contribution limits apply to any candidate seeking election to an office covered by the CFLA, whether or not the candidate agrees to abide by the voluntary spending limits.

In 2006 the Legislature amended the CFLA to increase spending limits and provide for adjustments every four years based on a formula tied to the Consumer Price Index.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	0	0	0	915,832
Federal				
Revolving				
<b>Total</b>	0	0	0	915,832
Employees	0	0	0	0

**AGENCY 88 NEBRASKA CORN DEVELOPMENT,  
UTILIZATION AND MARKETING BOARD**

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**DIRECTOR:** Don Hutchens  
Fourth Floor  
State Office Building  
471-2787

**LEGISLATIVE  
FISCAL OFFICE:** Jeanne Glenn  
471-0056

**EXECUTIVE  
BUDGET OFFICE:** Dave Spatz  
471-4179

**AGENCY DESCRIPTION**

The Corn Development program was created in 1978 to promote the production, marketing, and utilization of corn. A nine-member board, who all must be engaged in corn production, was created to administer, supervise, and operate the program. The Board became a separate state agency in FY 1985-86. Prior to that time, it was located in the Department of Agriculture budget. The primary intent and purpose of the Corn Development, Utilization and Marketing Board is to develop, carry out and participate in programs of research, education, market development and promotion on behalf of the corn producers of Nebraska. Research projects that consider new food and industrial uses of corn are pursued. Education and promotion programs are developed for both the producers' and consumers' benefit. Market development programs are both international and domestic in nature and are geared towards bulk corn sales and value-added products made from corn. The Board is the leading spokesperson for the Nebraska corn industry which represents over 26,000 corn producers. The Nebraska Corn Development and Marketing Board has the ability to use up to 25% of its budget to influence federal legislation that will impact corn producers.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
<b>OPERATIONS:</b>				
General				
Cash	3,417,300	3,632,692	3,736,332	5,954,818
Federal	151,350	42,165		260,581
Revolving				
<b>Total Operations</b>	3,568,650	3,674,857	3,736,332	6,215,399
Employees	5.85	5.67	6	7.5

**AGENCY 88 NEBRASKA CORN DEVELOPMENT,  
UTILIZATION AND MARKETING BOARD  
PROGRAM 384 CORN DEVELOPMENT BOARD**

**PROGRAM OBJECTIVES**

- Develop, maintain, and increase foreign markets for corn and corn products.
- Support a viable and growing Nebraska livestock and poultry industry, using corn as a primary feed source.
- Identify and promote the intrinsic values and quality of Nebraska corn.
- Identify, develop and promote the industrial uses of corn.
- Identify and fund focused research which promotes corn profitability.
- Communicate relevant issues and information to producers and the public.
- Communicate relevant issues and information to producers and the public.
- Work more closely with Nebraska farm organizations and commodities to build consensus on behalf of all Nebraska producers.

**PROGRAM DESCRIPTION**

Market development activities of the board are conducted through contracts with the National Growers Association, the U.S. Grains Council and U.S. Meat Export Federation. These organizations provide market development and promotion offices in the U.S. and many countries overseas. Research activities are carried out through contracts with the University of Nebraska and the National Corn Development Foundation. Education and promotion activities sponsored by the board include exhibits at agricultural shows, speaking engagements and seminars. Cash funds for this program were generated by a levy of 25/100 of a cent per bushel of corn sold in the state. Effective January 1, 2013, the statutory levy range will be 5/10 of a bushel to no more than 1 cent per bushel.

**STATISTICS**

	<u>Actual 2009-2010</u>	<u>Actual 2010-2011</u>	<u>Actual 2011-2012</u>	<u>Estimated 2012-2013</u>
Expenditures for:				
Research	\$536,388	\$284,638	\$344,912	\$267,123

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	3,417,300	3,632,692	3,736,332	5,954,818
Federal	151,350	42,165		260,581
Revolving				
<b>Total</b>	3,568,650	3,674,857	3,736,332	6,215,399
Employees	5.85	5.67	6	7.5

## **AGENCY 91 NEBRASKA TOURISM COMMISSION**

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**DIRECTOR:** Kathy McKillip  
 1st Floor  
 State Office Building  
 471-1558

**LEGISLATIVE** Jeanne Glenn  
**FISCAL OFFICE:** 471-0056

**EXECUTIVE** Gary Bush  
**BUDGET OFFICE:** 471-4161

### **AGENCY DESCRIPTION**

LB 1053 of 2012 created the Nebraska Tourism Commission and transferred powers and duties from the Travel and Tourism Division of the Department of Economic Development to the newly-created commission. The purpose of the commission is to administer general tourism promotional activities to attract visitors and to further the use of the travel and tourism facilities in Nebraska. The Nebraska Tourism Commission serves to promote Nebraska as a travel destination for both domestic and international travelers. The commission is charged with developing a statewide strategic plan to cultivate and promote tourism in Nebraska, and to elevate Nebraska's national perception relating to tourism opportunities.

For a summary of tourism functions prior to FY12-13, please refer to Agency 72 – Department of Economic Development, Program 618.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	0	0	0	250,000
Cash	0	0	0	3,877,177
Federal	0	0	0	959,815
Revolving				
<b>Total Operations</b>	0	0	0	5,086,992
Employees	0	0	0	13

**AGENCY 91 NEBRASKA TOURISM COMMISSION  
PROGRAM 618 TOURISM PROMOTION**

**PROGRAM OBJECTIVES**

- To develop a marketing effort that consistently produces positive results for all stakeholders.
- To operate in a full partnership with government and community business interests.
- To be a respected leader for tourism development.
- To foster, enhance and enjoy strong partnership support and marketing participation of stakeholders and organizations.

**PROGRAM DESCRIPTION**

The Nebraska Tourism Commission implements a wide range of tourism-related activities, including the following:

- Markets area attractions, events and services to resident and nonresident travelers
- Publishes Nebraska travel information in print and electronic venues
- Administers state grant aid to communities for marketing and promotion
- Provides on-site tourism development and marketing technical assistance
- Participates in the activities of various travel and tourism organizations
- Markets Nebraska to the group and media tour industries
- Continues development of the Electronic Traveler Information System
- Hosts the annual Nebraska Travel Conference and Agri/Eco Tourism workshop

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	0	0	0	250,000
Cash	0	0	0	3,877,177
Federal	0	0	0	959,815
Revolving				
<b>Total</b>	0	0	0	5,086,922
Employees	0	0	0	13

**AGENCY 92 NEBRASKA GRAIN SORGHUM  
DEVELOPMENT, UTILIZATION AND MARKETING BOARD**

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**DIRECTOR:** Barbara Kliment  
4<sup>th</sup> Floor  
State Office Building  
471-4276

**LEGISLATIVE**            Jeanne Glenn  
**FISCAL OFFICE:**    471-0056

**EXECUTIVE**             Dave Spatz  
**BUDGET OFFICE:**    471-4179

**AGENCY DESCRIPTION**

The Grain Sorghum Program was created in 1981 to fund market development, promotion, education and research programs related to grain sorghum. In 1985, the Board's statutory authority was broadened to allow up to 25% of the budget to be used to influence federal legislation. Effective July 1, 1992, the Nebraska Grain Sorghum Board was granted separate non-code agency status. Prior to that time, the Board was included as a sub-division of the Nebraska Department of Agriculture.

A seven-member board has the responsibility to administer, supervise and operate the program. Six of the Board members are appointed by the Governor to three-year terms on a district basis. The seventh member, serving in an at-large capacity, is elected by the Board. Board members must be citizens of Nebraska who are at least 21 years old and are actually engaged in grain sorghum production. The Director of the Department of Agriculture and the Vice Chancellor of the University of Nebraska's Institute of Agriculture and Natural Resources serve as ex-officio members of the Board. The Board is required to meet at least four times a year. Members are not paid but are reimbursed for their expenses.

The programs of the Grain Sorghum Board are funded by the grain sorghum producers of the state through an assessment of 1 cent per hundredweight on all sorghum sold or delivered in the state. The Board is staffed by a part-time Executive Director.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General				
Cash	126,095	134,083	144,883	290,724
Federal				
Revolving				
<b>Total Operations</b>	126,095	134,083	144,883	290,724
Employees	.83	.80	.85	1

**AGENCY 92 NEBRASKA GRAIN SORGHUM  
DEVELOPMENT, UTILIZATION AND MARKETING BOARD  
PROGRAM 406 GRAIN SORGHUM DEVELOPMENT AND UTILIZATION**

**PROGRAM OBJECTIVES**

- Increase worldwide demand and market share for U.S. grain sorghum and its by-products.
- Develop and support a strong research program which contributes to the sustainability of the sorghum industry and the overall profitability of grain sorghum production.
- Create a public awareness concerning U.S. grain sorghum exports and related industry issues and develop a program of education for producers and agricultural leaders about the sorghum checkoff program.
- Establish a program for long-range development of staff efficiency and awareness in carrying out administrative functions and programs/objectives of the Board.
- Establish a program to monitor and address issues relating to federal legislation, trade policy and administrative rulings that affect the grain sorghum industry.

**PROGRAM DESCRIPTION**

Foreign and domestic market development activities of the Grain Sorghum Board are conducted through the U.S. Grains Council and the National Sorghum Producers. The Council, headquartered in Washington, D.C., has 10 international offices and oversees projects in 80 nations around the world. Research activities are carried out in conjunction with the University of Nebraska. The Board has the authorization to invest up to 25 percent of their budget to address areas of federal legislation affecting the grain sorghum industry. Funding for the program is provided by a levy of one cent per hundredweight of grain sorghum sold in the state.

**STATISTICS**

	<u>Actual</u> <u>2009-2010</u>	<u>Actual</u> <u>2010-2011</u>	<u>Actual</u> <u>2011-2012</u>	<u>Estimated</u> <u>2012-2013</u>
Research contracts	\$4,189	\$13,109	\$17,684	\$17,500
Foreign market expenditures	\$6,000	\$6,000	\$6,000	\$6,000

**BUDGET**

	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
General				
Cash	126,095	134,083	144,883	290,724
Federal				
Revolving				
<b>Total</b>	126,095	134,083	144,883	290,724
Employees	.83	.80	.85	1

# AGENCY 93 TAX EQUALIZATION AND REVIEW COMMISSION

<b>CHAIR:</b>	Nancy Salmon	<b>LEGISLATIVE</b>	Doug Gibbs
		<b>FISCAL OFFICE:</b>	471-0051
<b>OFFICE:</b>	301 Centennial Mall South P.O. Box 95108 Lincoln, NE 68509-5108 402-471-2842	<b>EXECUTIVE</b>	Lynn Heaton
		<b>BUDGET OFFICE:</b>	471-4181

## AGENCY DESCRIPTION

The Tax Equalization and Review Commission was created January 1, 1996, subsequent to the passage of LB 490 (1995) and the adoption of LR 3CA (1995). The original Commission was made up of three commissioners: one appointed by the Governor from each congressional district. An at-large commissioner position was created by LB 465 (2001) and the Commission operated with four commissioners until October 1, 2011. LB 384 (2011) reduced the number of commissioners to three; again one commissioner appointed by the Governor from each congressional district. Each commissioner serves a staggered six-year term. The chairperson must be an attorney licensed to practice in the state of Nebraska, and the office of chair rotates every two years. One commissioner must be a licensed real estate appraiser. Each commissioner must successfully complete thirty class hours in courses of study approved by the Real Property Appraiser Board, which relate to appraisal and includes the National Uniform Standards of Professional Appraisal Practice course. The commissioners' salary is set by the Governor (LB 384 – 2011).

A twenty-five dollar (\$25) filing fee is required for each appeal filed with the Commission, except if the appeal is filed by a county assessor, the Tax Commissioner, the Property Tax Administrator, or a county board of equalization. The fee is placed in the Commission's Cash Fund, which was created in 1997 by LB 270.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General	856,592	853,601	684,623	686,640
Cash	30,069	917	83,062	115,000
Federal				
Revolving				
<b>Total Operations</b>	886,661	854,518	767,685	798,640
Employees	10.0	10.0	9.0	10.0

**AGENCY 93 TAX EQUALIZATION AND REVIEW COMMISSION  
PROGRAM 115 OPERATIONS**

**PROGRAM OBJECTIVES**

- To hear and decide appeals of decisions of county boards of equalization equalizing the value of individual tracts, lots, or parcels of real property so that all real property is assessed uniformly and proportionately
- To hear and decide appeals of decisions of any county board of equalization granting or denying tax-exempt status for real or personal property or an exemption from motor vehicle taxes and fees;
- To hear and decide appeals of decisions of county boards of equalization on the valuation of personal property or any penalties imposed;
- To hear and decide appeals of decisions of county boards of equalization granting or rejecting an application for a homestead exemption;
- To hear and decide appeals of the decisions of the Tax Commissioner determining the taxable value of a railroad company, car company, public service entity, or air carrier
- To hear and decide appeals of the decisions of the Tax Commissioner determining adjusted valuation pursuant to section 79-1016;
- To hear and decide appeals of decisions of county boards of equalization on claims that a levy is or is not for an unlawful or unnecessary purpose or in excess of the requirements of the county;
- To hear and decide appeals of any other decisions of the Tax Commissioner regarding property valuation, exemption, or taxation
- To hear petitions as prescribed by statute.
- To perform the statewide equalization duties.

**PROGRAM DESCRIPTION**

The Tax Equalization and Review Commission is subject to both constitutional and statutory obligations. The constitutional equalization duties begin in April of each year, and must be completed by May 15 of each year. The county petition process begins July 25 of each year and must be completed by August 10 of each year. The Commission hears and decides appeals throughout the remaining course of the year.

**STATISTICS**

	<u>Actual CY2010</u>	<u>Actual CY2011</u>	<u>Actual CY2012</u>	<u>Estimated CY2013</u>
Taxpayer appeals	1915	1675	2295	1750

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General	856,592	853,601	684,623	683,640
Cash	30,069	917	83,062	115,000
Federal				
Revolving				
<b>Total</b>	<b>886,661</b>	<b>854,518</b>	<b>767,685</b>	<b>798,640</b>
Employees	10.0	10.0	9.0	10.0

## **AGENCY 94 COMMISSION ON PUBLIC ADVOCACY**

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**CHIEF COUNSEL:** James R. Mowbray  
 The Apothecary Building  
 Suite 270, 140 N. Eighth St.  
 P.O. Box 98932  
 402-471-7774

**LEGISLATIVE** Doug Nichols  
**FISCAL OFFICE:** 402-471-0052  
**EXECUTIVE** Joe Wilcox  
**BUDGET OFFICE:** 402-471-4178

### **AGENCY DESCRIPTION**

The Commission on Public Advocacy was created in 1995, pursuant to LB 646, to provide property tax relief to counties by having the state pay a majority of the legal costs for indigent defendants, including juveniles, who are charged with first-degree murder, violent felonies, or drug offenses at trial, on direct appeal, and in post conviction actions. The commission represents indigent defendants in counties that have no public defender or that have a conflict in their public defender office. The commission continues to be funded by court fees with no reliance upon any General Funds to operate. Counties pay nothing for legal services when the commission is appointed, which in turn results in property tax relief to such counties.

The commission consists of nine members appointed by the Governor from a list of attorneys submitted by the Nebraska State Bar Association (NSBA). Members must belong to NSBA and have substantial experience in criminal defense work. They may not be prosecutors, law enforcement officials, or judges during their terms of office. Members serve six-year terms and are reimbursed for expenses incurred in the performance of their duties.

<b><u>TOTAL BUDGET</u></b>	<u>Expenditure</u> <u>2009-10</u>	<u>Expenditure</u> <u>2010-11</u>	<u>Expenditure</u> <u>2011-12</u>	<u>Appropriation</u> <u>2012-13</u>
<b>OPERATIONS:</b>				
General				
Cash	1,072,732	1,064,478	1,081,394	1,175,151
Federal				
Revolving				
<b>Total Operations</b>	1,072,732	1,064,478	1,081,394	1,175,151
<b>STATE AID:</b>				
General				
Cash	2,663,037	2,543,566	2,453,919	2,837,000
Federal				
<b>Total State Aid</b>	2,663,037	2,543,566	2,453,919	2,837,000
<b>TOTAL FUNDS:</b>				
General				
Cash	3,735,769	3,608,044	3,535,313	4,012,151
Federal				
Revolving				
<b>Total Budget</b>	3,735,769	3,608,044	3,535,313	4,012,151
Employees	8.5	8.5	8.2	8.5

**AGENCY 94 COMMISSION ON PUBLIC ADVOCACY  
PROGRAM 425 OPERATIONS**

**PROGRAM OBJECTIVES**

- To provide legal representation for indigents accused of murder and other violent crimes and to assist public defenders and court-appointed attorneys in felony cases.
- To provide counties with property tax relief by providing indigent defense services for free.
- To oversee administration of the Legal Education for Public Service Loan Repayment Act.

**PROGRAM DESCRIPTION**

The Commission on Public Advocacy appoints a Chief Counsel to supervise the divisions of the commission. These divisions are:

- the Capital Litigation Division, which helps in the defense of Nebraska capital cases;
- the Violent Crime and Drug Defense Division, which helps in the defense of such cases;
- the Appellate Division, which prosecutes appeals to the state Court of Appeals and Supreme Court;
- the DNA Testing Division, which helps in representation in DNA cases and to pay for DNA testing; and
- the Major Case Resource Center, which helps public defenders and contracting or court-appointed attorneys with the defense of a felony offense.

The Chief Counsel also manages the Legal Aid and Services Fund (See Program 426).

Commission staff consists of six attorneys, including the Chief Counsel, an Administrative Assistant/Fiscal Officer, and a paralegal.

The Legal Education for Public Service Loan Repayment Act was created by LB1014 in 2008. The purpose of the Act is to provide educational loan forgiveness to lawyers employed in the area of non-profit public legal service. Commission duties include disbursing funds to qualified applicants. The loan forgiveness program was designed to rely on private donations. The commission disburses funds whenever donations are received. No donations have been received as of July 31, 2012.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	1,071,882	1,050,126	1,080,050	1,100,151
Federal				
Revolving				
<b>Total</b>	1,071,882	1,050,126	1,080,050	1,100,151
Employees	8.5	8.5	8.2	8.5

**AGENCY 94 COMMISSION ON PUBLIC ADVOCACY  
PROGRAM 426 LEGAL SERVICES AID**

**PROGRAM OBJECTIVES**

---To distribute funds to qualifying providers of indigent civil legal services and to supervise the providers to ensure that the money is being used as intended.

**PROGRAM DESCRIPTION**

The Legal Aid and Services Fund was created by LB729 in 1997, and is funded by court costs and docket fees in court cases. The commission annually publishes notice of the availability of such funds. The commission receives and reviews applications for grant awards in accordance with adopted rules, regulations, and guidelines.

The following entities which serve the indigent have received grants in the past:

- Catholic Charities
- Central Mediation Center (Kearney)
- Concord Center (Omaha)
- Creighton Legal Clinic
- Justice for Our Neighbors
- Legal Aid of Nebraska
- Lutheran Family Services
- The Mediation Center (Lincoln)
- Mediation West (Scottsbluff)
- Nebraska Advocacy Services
- Nebraska Appleseed Center/Child Welfare System
- Nebraska Appleseed Center/Welfare Due Process Project
- Nebraska Justice Center (Fremont)
- NSBA's Volunteer Lawyers Project
- The Resolution Center (Beatrice)
- United Methodist Ministries
- UNL Civil Clinical Law Program

The commission receives quarterly activity reports and annual audits from grant award recipients to ensure compliance with criteria and law in the receipt and expenditure of such funds. Services provided by these entities would not be available to the indigent if the Legal Aid and Services Fund did not exist.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	2,408,037	2,218,566	2,163,919	2,547,000
Federal				
Revolving				
<b>Total</b>	2,408,037	2,218,566	2,163,919	2,547,000
Employees	0	0	0	0

**AGENCY 94 COMMISSION ON PUBLIC ADVOCACY  
PROGRAM 429 CIVIL LEGAL SERVICES**

**PROGRAM OBJECTIVES**

---To provide grants to legal service providers who offer assistance to low-income persons.

**PROGRAM DESCRIPTION**

The Civil Legal Services Fund was created by Laws 2006, LB746. The fund was originally under the jurisdiction of the Supreme Court, but it was turned over to the commission by Laws 2009, LB35. The fund provides monetary assistance to civil legal service providers for the indigent who receive funds from the federal Legal Services Corporation.

Generated by certain filing fees and court costs, the commission publishes notice of the availability of such funds and then receives and reviews applications for grant awards in accordance with adopted rules, regulations, and guidelines.

In the past, the commission has awarded funds to Legal Aid of Nebraska. The commission receives quarterly activity reports and annual audits from Legal Aid of Nebraska to ensure compliance with criteria and law in the receipt and expenditure of such funds.

<b><u>BUDGET</u></b>	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	255,000	325,000	290,000	290,000
Federal				
Revolving				
<b>Total</b>	255,000	325,000	290,000	290,000
Employees	0	0	0	0

**AGENCY 94 COMMISSION ON PUBLIC ADVOCACY  
PROGRAM 455 DNA TESTING**

**PROGRAM OBJECTIVES**

---To accept appointments to represent qualifying indigent prisoners.

---To pay for DNA testing of indigent prisoners.

**PROGRAM DESCRIPTION**

The DNA Testing Act was authorized by Laws 2001, LB659. The Act allows offenders, any time after conviction, to file a motion in the court that entered the original judgment requesting forensic DNA testing of any biological material that meets the following conditions:

- The material is related to the investigation that led the inmate to be incarcerated;
- The material is under the control of the state or others under conditions likely to safeguard the integrity of the materials; and
- The material was not previously subjected to DNA testing or could be subject to retesting with newer DNA techniques.

The Act requires that after a motion is filed, the county attorney of the original prosecuting county has a duty to inventory and preserve existing biological material from the case. The court must order DNA testing based on the following determinations:

- The testing was not available at the time of the trial;
- The biological material was held under circumstances that could ensure its integrity; and
- The testing could produce evidence of a wrongful conviction or sentencing.

The Act requires that the commission represent indigent prisoners and pay for DNA testing. The commission pays for such testing from cash funds appropriated in its operating budget.

**STATISTICS**

	<u>FY2009-10</u>	<u>FY2010-11</u>	<u>FY2011-12</u>
DNA Testing Cases	7	4	2

**BUDGET**

	<u>Expenditure 2009-10</u>	<u>Expenditure 2010-11</u>	<u>Expenditure 2011-12</u>	<u>Appropriation 2012-13</u>
General				
Cash	849	14,352	1,344	75,000
Federal				
Revolving				
<b>Total</b>	849	14,352	1,344	75,000
Employees	0	0	0	0

# INDICES

**FUNCTIONAL AREA OF GOVERNMENT  
INDEX OF STATE AGENCIES, BOARDS AND COMMISSIONS**

	<u>Page</u>
<u>General Government</u>	
Accountability and Disclosure Commission .....	494
Administrative Services, Department of .....	375
Attorney General.....	50
Auditor of Public Accounts .....	46
Economic Development, Department of .....	435
Educational Lands and Funds, Board of.....	234
Governor .....	31
Industrial Relations, Commission of .....	456
Investment Council, Nebraska.....	451
Legislative Council .....	1
Lieutenant Governor .....	35
Public Advocacy, Commission on .....	505
Retirement Board, Public Employees' .....	488
Revenue, Department of.....	99
Secretary of State.....	38
Supreme Court .....	11
Tax Equalization and Review Commission .....	503
Tourism Commission, Nebraska .....	499
Treasurer, State.....	57
Workers' Compensation Court.....	263
<u>Public Safety</u>	
Abstracters' Board of Examiners .....	412
Banking and Finance, Department of .....	128
Barber Examiners, Department of .....	275
Electrical Board, State .....	226
Engineers and Architects, Board of Examiners for Professional .....	353
Fire Marshal, State .....	131
Insurance, Department of .....	139
Landscape Architects, Board of Examiners for .....	447
Land Surveyors, Board of Examiners for .....	361
Law Enforcement and Criminal Justice, Nebraska Commission on.....	459
Liquor Control Commission, Nebraska .....	258
Military Department.....	228
Motor Vehicle Industry Licensing Board, Nebraska .....	271
Patrol, State.....	365
Public Accountancy, State Board of .....	363
Public Service Commission .....	82
Racing Commission, State.....	260
Real Estate Appraisers' Board .....	340
Real Estate Commission, State.....	273

Human Resources

Correctional Services, Department of.....	277
Deaf and Hard of Hearing, Commission for the .....	476
Equal Opportunity Commission .....	414
Foster Care Review Board .....	426
Health and Human Services, Department of .....	154
Labor, Department of.....	144
Mexican American Commission.....	417
Pardons and Parole, Board of .....	96
Veterans' Affairs, Department of.....	212

Transportation

Aeronautics, Department of .....	112
Motor Vehicles, Department of .....	148
Roads, Department of .....	202

Natural Resources

Agriculture, Department of.....	117
Agriculture, State Board of.....	338
Brand Committee, Nebraska .....	269
Corn Development, Utilization and Marketing Board.....	497
Dairy Industry Development Board .....	359
Dry Bean Commission .....	492
Energy Office .....	428
Environmental Quality, Department of .....	482
Ethanol Board, Nebraska .....	357
Game and Parks Commission.....	239
Geologists' Board .....	355
Grain Sorghum Development, Utilization and Marketing Board.....	501
Oil and Gas Conservation Commission .....	350
Power Review Board.....	449
Natural Resources, Department of.....	216
Wheat Board, Nebraska .....	348

Education

Arts Council, Nebraska .....	419
Community Colleges .....	478
Coordinating Commission for Postsecondary Education, Nebraska.....	301
Education, State Department of .....	69
Educational Telecommunications Commission, Nebraska .....	298
Historical Society, State .....	343
Library Commission, Nebraska .....	253
State Colleges: Chadron, Kearney, Peru, Wayne.....	309
University of Nebraska .....	323

## INDEX OF AID PROGRAMS

	<u>Page</u>
Aid to or for:	
Adult education .....	71
Affordable Housing .....	441
Aged .....	194-195
Airports, municipal .....	115
Alcoholism programs .....	160
Anti-Drug Abuse Act .....	295, 372, 472
Arts .....	421
Behavioral health.....	160
Biomedical research.....	200
Blind rehabilitation.....	475
Campaign Finance Limitation Act.....	496
Cancer Research.....	198-199
Child Abuse Prevention.....	179-180
Child Care .....	173
Child Nutrition .....	71
Child Welfare .....	182
Children’s Commission .....	181
Children’s Health Insurance.....	171-172
Civil Air Patrol .....	114
Civil Legal Services .....	508
Community Colleges .....	478
Community Development Block Grants .....	441
Compulsive Gambler’s Assistance .....	160
County Property Tax Relief Fund .....	104
Cultural Preservation Endowment Fund .....	422
Developmental disabilities.....	188
Dispute resolution .....	19
Distance Education Incentives .....	74
Drinking Water State Revolving Fund .....	487
Drug programs .....	160
Early Childhood Education Projects .....	71
Education Innovation Fund.....	74
Educational Service Units .....	71
Emergency Management .....	232
Employment First .....	173
Energy assistance .....	433
Energy conservation .....	106, 433
Enhanced Wireless 911.....	92
Excellence in Teaching Act.....	74
Governmental subdivisions - Aid .....	60-63
Governor's Emergency Aid Program.....	229

	<u>Page</u>
Habitat development .....	243
Highway safety projects.....	208
Historic preservation.....	347
Homestead exemption.....	105
Juvenile Justice Delinquency Prevention .....	461-462
Juvenile Services, Office of.....	169-170
Learning community, aid .....	71
Legal Services Aid .....	507
Libraries .....	256
Lincoln (Antelope Valley Project).....	409
Litter control.....	485
Medicaid.....	176-178
Medical student assistance .....	162
Medically Handicapped Children's Program .....	174
Mental health programs .....	160
Motorcycle Safety.....	153
National Guard tuition credit .....	233
Nebraska Environmental Trust Fund .....	241
Niobrara Council .....	247
Old age survivors disability determinations .....	78
Omaha (Missouri Riverfront Redevelopment) .....	410
Pollution control .....	485, 486, 487
Property Tax Credit.....	109
Public Health.....	189-193
Rail Line Assistance .....	204
Renal disease.....	191-192
Resources Development Fund .....	220
Respite Care .....	174
School breakfast .....	71
School lunch .....	71
Schools, state aid to.....	71
Special education.....	71
State disabled maintenance and medical .....	174
Stem Cell Research.....	196-197
Students, postsecondary .....	307-308

	<u>Page</u>
Tax Equity and Educational Opportunities Act .....	71
Telecommunications, Relay Fund .....	89
Temporary Assistance for Needy Families (TANF) .....	173
Textbook Loan Program .....	71
Tourism .....	444, 499
Track Distribution Fund .....	262
Transportation, public .....	206
Underground Storage Tanks .....	135, 485
Universal Service Fund .....	93
Veterans .....	213
Victim reparations .....	466
Victim-Witness Assistance .....	465
Vocational education .....	71
Vocational rehabilitation .....	76
Wastewater treatment .....	486
Water Conservation Fund, Nebraska .....	218
Water Well Decommissioning .....	219
Weatherization .....	433

## KEY WORD INDEX

	<u>Page</u>
Administrative License Revocation.....	150
Adult education .....	70
Adult Parole Administration .....	291
Aid to families with dependent children (AFDC) .....	173
Alcoholism.....	160
Archives, State of Nebraska.....	345
Area Agencies on Aging .....	194, 195
Army and Air National Guard.....	230
Arts development .....	419
Assistive listening devices .....	476, 477
Attorney General.....	50
Audit .....	48
Banking and finance.....	128
Beatrice State Developmental Center.....	186
Behavioral health.....	160
Bicycle trails.....	248
Biomedical Research.....	200
Blind rehabilitation, adult .....	474
Blind, Talking Book, Braille Service .....	255
Boating.....	244
Brand recording.....	270
Campaign organization and finances .....	495
Capitol Commission.....	411
Carrier enforcement.....	370
Chief Information Officer.....	378
Child abuse prevention .....	173
Child welfare.....	182
Children’s Commission .....	181
Collective Bargaining .....	407, 456
Commission on Public Advocacy.....	505
Communications, Division of.....	388
Community based juvenile services .....	169, 170
Community based mental health and substance abuse programs .....	160
Community colleges.....	478
Community Corrections Center-Lincoln.....	282
Community Corrections Center - Omaha.....	283
Corn development.....	497
Correctional Industries .....	294
Correctional Services, Department of.....	277
County Court.....	16, 21
Court of Appeals .....	13, 23
CPA's.....	364
Crime victims reparation.....	466
Dairy Industry Development.....	359
DAS – Department of Administrative Services .....	375

	<u>Page</u>
Deaf and Hard of Hearing Services .....	476, 477
Deaf, Servs. for Children Who Are Hard of Hearing and .....	79
Developmental disabilities .....	186, 188
Diagnostic and Evaluation Center .....	287
District Judges .....	15
Drug abuse, treatment, prevention .....	160
Dry edible beans .....	493
Dual Party Relay System .....	89
Early childhood education .....	71
Education Innovation Fund .....	73
Education Savings Plan .....	66
Educational Lands & Funds, Board .....	234
Educational Telecommunications .....	298
Elections .....	41
Electrical Board .....	226
Elementary and secondary education .....	69
Emergency Management Agency, State .....	231
Enhanced Wireless 911 .....	92
Equal Opportunity Commission .....	415, 416
Ethanol .....	357
Executive Board of the Legislature .....	1
Export marketing .....	118, 442
Federal surplus property .....	292
Fire prevention, investigation, and inspection .....	133
Fire Service training .....	136
Fishing .....	244
Floodplain Management .....	223
Foster care review .....	426, 427
Gambler's Assistance .....	160
Grain sorghum development .....	501
Hastings Regional Center .....	184
Hazardous materials .....	484
Higher Education .....	301, 309, 323, 478
Higher education coordination .....	301
Highway Maintenance and Construction .....	208, 211
Highway safety .....	208
Historical markers .....	345
Historical research library .....	345
Hunting .....	244
Immunization .....	191
Implied Consent Law .....	149
Indian Commission .....	454, 455

	<u>Page</u>
Industrial Relations .....	456
Information Management Services .....	385
Inspection of: (see Licensure, Regulation)	
Barber shops.....	275, 276
Boilers, uninsured.....	147
Buildings - fire safety .....	133
Elevators.....	147
Gas pipelines .....	133
Grain storage facilities.....	86-88
Railroad tracks.....	86
Weighing and measuring devices .....	119
Instructional television/technology.....	70
Internet Enhancement .....	90
Investments.....	451
Jail standards.....	467
Job training.....	443
Juvenile court judges .....	15
Juvenile parole .....	169, 170
Land survey disputes .....	236, 361
Law Enforcement Training Center .....	464
Legal Services Aid .....	507
Legislative session expenses .....	3
Legislators' salaries.....	2
Library development and services.....	253
License plates .....	151
Licensure of:	
Abstracters .....	412
Accountants, CPA.....	363
Appraisers.....	340
Architecture .....	353
Athletic events, boxing, wrestling.....	111
Audiologists .....	165
Barbers, barber schools and shops .....	275, 276
Car dealers.....	271
Chiropractics .....	165
Collection agencies, employees .....	43
Cosmetologists .....	165
Dental hygienists.....	165
Dentists .....	165
Detectives .....	40
Drivers.....	149
Electricians .....	226
Embalmers.....	165
Engineering.....	353
Financial Institutions .....	128
Funeral directors.....	165
Geologists .....	355
Health professions and occupations.....	165
Hearing aid dealers and fitters .....	165
Horse racing occupations .....	260

	<u>Page</u>
Insurance companies and agents .....	139
Land surveyors.....	361
Landscape architects .....	447
Massage .....	165
Motorcycle dealers.....	271
Nail Technicians.....	165
Notary publics .....	40
Nurse midwives .....	165
Nurse practitioners.....	165
Nurses .....	165
Nursing home administrators .....	165
Optometrists .....	165
Osteopaths .....	165
Pharmacists .....	165
Physical therapists .....	165
Physicians' assistants.....	165
Physicians/surgeons .....	165
Podiatrists.....	165
Private employment agencies .....	144
Psychologists.....	165
Real estate brokers and salespersons.....	274
Securities sales .....	130
Social Workers .....	165
Speech pathologists.....	165
Veterinarians .....	165
Vocational schools and correspondence courses.....	70
Lincoln Correctional Center.....	288
Lincoln Regional Center .....	184
Livestock disease control.....	122
Long-Term Care Savings .....	68
Lottery.....	73, 110
Materiel Division .....	383
Maternal and child health services .....	191
Medicaid.....	176-178
Medicaid Prescription Drug Act .....	156
Medically Handicapped Children's Program .....	174
Medical Professional Liability .....	140
Mental health .....	160
Mental retardation .....	186, 188
Microfilm services .....	44
Midwest Interstate Passenger Rail Compact .....	205
Modular Housing .....	85
Motor fuels .....	107
Motorcycle safety education .....	152
Mutual Finance Organizations .....	60
Natural Gas Regulation .....	94
Nebraska Center for the Education of Children Who are Blind or Visually Impaired.....	80
Nebraska Center for Women (York).....	286
Nebraska College of Technical Agriculture .....	323

	<u>Page</u>
Nebraska Environmental Trust Act.....	110
Nebraska Highway Safety Program .....	208
Nebraska State Penitentiary .....	285
Niobrara Council.....	247
Norfolk Regional Center .....	201
Norfolk Sex Offender Treatment Program.....	201
Occupational injuries and safety .....	146, 147
Office of Juvenile Services .....	169, 170
Old Age Survivors and Disability Insurance (OASDI) .....	77
Omaha Correctional Center.....	289
Pardons and Parole, Board of .....	96
Parks.....	248
Policy Research Office .....	33
Political accountability .....	494
Pollution control .....	482-487
Postsecondary education.....	301, 309, 323, 478
Postsecondary education coordination.....	301
Potato development.....	125
Poultry and egg development.....	126
Probation.....	24
Professional Practices Commission .....	81
Property Tax .....	104, 108, 109
Public assistance .....	173-175
Public Health.....	189-193
Public radio .....	300
Public Safety Communications System .....	391
Public television.....	299
Railway Council, Nebraska.....	203, 204
Records management.....	44
Regulation of: (see Inspection, Licensure)	
Airports.....	113
Appraisers.....	340
Bingo and lottery.....	111
Collection agencies .....	43
Common carriers.....	86
Dairy and food establishments.....	120
Elementary and secondary schools and teachers.....	69
Feeds, fertilizers, and economic poisons.....	124
Financial institutions .....	128
Grain and public warehousing.....	86-88
Health care facilities .....	165
Horse racing.....	260
Insurance companies .....	141
Livestock auction markets .....	122
Liquor industry .....	258
Oil and gas.....	350
Public power industry.....	449
Real estate industry .....	274
Securities.....	130
Special education programs.....	71

	<u>Page</u>
Surface water usage .....	223
Veterans' education courses .....	70
Vocational education programs.....	70
Weights and measures .....	119
Renal Disease Services.....	191, 192
Reproductive Health.....	191, 192
Respite Care .....	174
Retirement Systems, Public Employees.....	488
School Bus Driver Safety.....	70
School lunch.....	71
Services for Children Who Are Deaf and Hard of Hearing .....	79
Sex Offender Treatment .....	201
Soil and water conservation .....	218, 223
Solid waste management.....	482, 483
Special education.....	70
State aid to schools.....	71
State Building Division.....	395
State Colleges .....	309
State Disbursement Unit.....	59
State Patrol.....	365
Stem Cell Research .....	196, 197
Student financial aid.....	307, 308
State Surveyor .....	235, 361
Task Force for Building Renewal .....	398
Tax Equalization and Review Commission .....	503
Teacher certification.....	70
Tecumseh State Correctional Institution.....	280
Temporary Assistance for Needy Families (TANF) .....	173
Tobacco Prevention and Control .....	155
Tort claims .....	400
Tourism .....	444, 499
Transportation Services Bureau .....	390
Treasury Management .....	64
Unclaimed property .....	67
Unemployment insurance .....	145
Uniform Commercial Code Filing .....	45
Universal Service Fund .....	93
University of Nebraska .....	323
Veterans' Aid Fund .....	213
Veterans' Cemetery System .....	215
Veterans' Homes .....	193
Vocational education.....	70

	<u>Page</u>
Vocational rehabilitation .....	76
Wastewater treatment .....	486
Water rights .....	223
Weatherization.....	433
Wheat development.....	348
Wildlife and fisheries management .....	244
Work Ethic Camp.....	386
Workers' Compensation .....	263, 402
Youth Development Center-Geneva .....	169
Youth Development Center-Kearney .....	169
Youth secure confinement facility.....	279

## NOTES ON GUIDE INFORMATION

1. **AGENCY DIRECTORS, LEGISLATIVE FISCAL OFFICE AND EXECUTIVE BUDGET OFFICE ANALYSTS.** Compiled by the Legislative Fiscal Office. Current as of November 2012.
2. **AGENCY/PROGRAM OBJECTIVES AND DESCRIPTIONS.** Prepared by the Legislative Fiscal Office and the respective state agencies.
3. **PROGRAM STATISTICS.** Provided by the respective state agencies.
4. **EXPENDITURES: 2009-10 AND 2010-11.** As reported in the Department of Administrative Services, Accounting Division. Expenditure Reports for the respective fiscal years and other detailed financial reports issued by the Accounting Division.
5. **EXPENDITURES: 2011-12.** As shown in the Department of Administrative Services, Accounting Division, June 30, 2012 Expenditure Report and other detailed financial reports issued by the Accounting Division.
6. **APPROPRIATION: 2012-13.** Reflects new appropriations based on appropriations bills passed in the 2011 and 2012 regular legislative sessions. The figures do not include reappropriations and encumbrances.